

JOURNAL OF THE SENATE [June 24]

STATE OF WISCONSIN

Senate Journal

1980 Special Session

TUESDAY, June 24, 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, Engeleiter, 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 -- 33.

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by Father Charles Sluter of St. Paul's Catholic Church, University of Wisconsin Catholic Center Chapel of Madison.

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

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COMMITTEE REPORTS

The committee on Senate Organization reports and recommends for introduction:

Senate Bill 7, Special Session

An act to amend and create various provisions of the statutes and session laws for the purpose of providing effective dates, correcting errors, supplying omissions, correcting references and repelling unintended repeals (Revisor's Correction Bill).

Introduction:

Ayes, 5 -- Senators Risser, Bablitch, Flynn, Krueger and Chilsen;

Noes, 0 -- None.

Read first time and referred to Joint committee on Revisions, Repeals and Uniform Laws.

FRED A. RISSER

Chair

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

FINUCAN, FATHER J. THOMAS, of LaCrosse, as a member of the Arts Board, to succeed himself, to serve for the term ending May 1, 1983.

Confirmation:

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

Noes, 0 -- None.

MONROE SWAN

Chair

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

Assembly Bill 9, June 1980 Special Session

Relating to payments for a comparable replacement business or farm upon condemnation.

Nonconcurrency:

Ayes, 4 -- Senators Thompson, Bidwell, Engeleiter and Cullen;

Noes, 1 -- Senator Moody.

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Senate Bill 4, Special Session

Relating to payments for a comparable replacement business or farm upon condemnation, industrial revenue bonds and projects and making an appropriation.

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

Ayes, 3 -- Senators Thompson, Moody and Cullen;

Noes, 2 -- Senators Bidwell and Engeleiter.

Introduction and adoption of senate substitute amendment 1:

Ayes, 7 -- Senators Thompson, Moody, Roshell, Maurer, Bidwell, Engeleiter and Cullen;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Thompson, Moody, Roshell, Maurer, Bidwell, Engeleiter and Cullen;

Noes, 0 -- None.

TIM CULLEN

Chair

By request of Senator Bablitch, with unanimous consent, the rules were suspended and the calendar of June 24 was taken up at this time.

CALENDAR OF JUNE 24

By request of Senator Bablitch, with unanimous consent, the appointments were considered enmasse with the exception of Willie J. Nunnery.

BEMMANN, DR. KATHRYN, of Waukesha, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1981.

Read.

FINUCAN, FATHER J. THOMAS, of LaCrosse, as a member of the Arts Board, to succeed himself, to serve for the term ending May 1, 1983.

Read.

JONES, THOMAS E. of Ripon, as a member of the Board on Nursing, to succeed Robert Roeming, to serve for the term ending May 1, 1981.

Read.

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LUECK, LINDA ANN, of Menomonie, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1982.

Read.

MacIVER, JOHN K., of Whitefish Bay, as a member of the Arts Board, to succeed himself, to serve for the term ending May 1, 1983.

Read.

NELSEN, BETTY JO, of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1980 and to a subsequent term ending July 1, 1983.

Read.

The question was: Shall the appointments be confirmed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, 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 -- 33.

Noes -- None.

Absent or not voting -- None.

So the appointments were confirmed.

NUNNERY, WILLIE J., of Madison, as a member of the Public Service Commission, to succeed Charles Cicchetti, to serve for the term ending March 1, 1983.

Read.

The question was: Shall the appointment be confirmed?

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

Ayes -- Senators Adelman, Bidwell, Chilsen, Cullen, Engeleiter, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Opitz, Radosevich, Roshell, Strohl, Swan, Theno and Van Sistine -- 24.

Noes -- Senators Bablitch, Bear, Berger, Braun, Flynn, Harnisch, Offner, Risser and Thompson -- 9.

Absent or not voting -- None.

So the appointment was confirmed.

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By request of Senator Lasee, with unanimous consent, the senate recessed until 11:50 A.M.

10:45 A.M.

RECESS

11:50 A.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the Senate returned to the fourth order of business.

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Joint Resolution 2, June 1980 Special Session

Relating to revising the right to bail and authorizing the legislature to permit circuit courts to deny release on bail for a limited period to certain accused persons (first consideration).

Introduction and adoption of senate amendment 1:

Ayes, 5 -- Senators Adelman, Bear, Harnisch, Braun and Hanaway;

Noes, 0 -- None.

Introduction and adoption of senate amendment 2:

Ayes, 3 -- Senators Adelman, Bear, Braun;

Noes, 2 -- Senators Harnisch and Hanaway.

Introduction and adoption of senate amendment 3:

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

Noes, 1 -- Senator Hanaway.

Introduction and adoption of senate amendment 4:

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

Noes, 1 -- Senator Hanaway.

Introduction and adoption of senate amendment 5:

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

Noes, 1 -- Senator Hanaway.

Non-concurrence:

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Ayes, 3 -- Senators Bear, Braun and Farnisch;
Noes, 2 -- Senators Adelman and Hanaway.

LYNN S. ADELMAN
Chair

The joint committee on Revisions, Repeals and Uniform Laws reports and recommends:

Senate Bill 7, Special Session

An act to amend and create various provisions of the statutes and session laws for the purpose of providing effective dates, correcting errors, supplying omissions, correcting references and repelling unintended repeals (Revisor's Correction Bill).

Passage:

Ayes, 5 -- Senators Strohl and Lorge, Representatives Andrea, Shoemaker and Harer;
Noes, 0 -- None.

JOE STROHL
Co-chair

JOSEPH ANDREA
Co-chair

The committee on Human Services reports and recommends:

BUCKLEY, AGNES, of Racine, as a member of the Board of Nursing, to succeed Pamela Wegner, to serve for the term ending May 1, 1982.

Confirmation:

Ayes, 5 -- Senators Thompson, Cullen, Opitz, Strohl and Radosevich;
Noes, 0 -- None.

SKYLES, ADA, of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1982.

Confirmation:

Ayes, 5 -- Senators Thompson, Cullen, Opitz, Strohl and Radosevich;
Noes, 0 -- None.

CARL W. THOMPSON
Chair

By request of Senator Bablitch, with unanimous consent, the rules were suspended and **Assembly Joint Resolution 2, Special Session** was taken up at this time.

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Assembly Joint Resolution 2, June 1980 Special Session

Relating to revising the right to bail and authorizing the legislature to permit circuit courts to deny release on bail for a limited period to certain accused persons (first consideration).

Read a second time.

The question was: Non-concurrence?

The motion did not prevail.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Senator Hanaway moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Engeleiter, Flynn, Frank, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Opitz, Roshell and Theno -- 16.

Noes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 17.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

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

Noes -- Senators Berger, Bidwell, Chilsen, Engeleiter, Flynn, Frank, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Opitz, Roshell and Theno -- 16.

Absent or not voting -- None.

So the motion prevailed.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and photographers were allowed on the senate floor during the recess.

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By request of Senator Bablitch, with unanimous consent, the senate recessed until 2:00 P.M.

12:37 P.M.

RECESS

2:00 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 2:30 P.M.

2:01 P.M.

RECESS

2:30 P.M.

The senate reconvened.

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

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Assembly Bill 3, Special Session,

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 3, June 1980 Special Session

Relating to legal representation of indigents and making appropriations.

By Representatives Shabaz and Thompson, by request of Governor Lee Sherman Dreyfus.

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

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QUORUM CALL

Senator Bablitch called the attention of the chair to the possible lack of a quorum.

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

Senators Adelman, Bablitch, Bear, Berger, Bidwell, Engeleiter, Frank, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Moody, Opitz, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 25.

Absent -- Senators Braun, Chilsen, Cullen, Flynn, Kleczka, Maurer, Offner and Radosevich -- 8.

Absent with leave -- None.

The question was: Adoption of senate amendment 3?

Senator Hanaway moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3?

Senator Bablitch moved a

CALL OF THE SENATE

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, Engeleiter, 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 -- 33.

Absent -- None.

Absent with leave -- None.

The question was: Rejection of senate amendment 3?

By request of Senator Bablitch, with unanimous consent, the senate proceeded to senate amendment 4 until those senators not present were returned to the chamber.

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

The question was: Adoption of senate amendment 5?

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Senator Hanaway moved rejection of senate amendment 5.

The question was: Rejection of senate amendment 5?

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

Ayes -- Senators Bidwell, Chilsen, Engeleiter, Frank, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Opitz, Roshell and Theno -- 14.

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

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 5?

Adopted.

All senators now being present the senate returned to senate amendment 3.

The question was: Rejection of senate amendment 3?

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

Ayes -- Senators Bidwell, Chilsen, Engeleiter, Frank, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Opitz, Roshell and Theno -- 14.

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

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 3?

Adopted.

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

Senator Berger moved reconsideration of the vote by which senate amendment 1 was adopted.

Senator Flynn in the chair.

3:05 P.M.

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

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Engeleiter, Frank, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Offner, Opitz, Roshell and Theno -- 17.

Noes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Flynn, Goyke, Harnisch, Maurer, Moody, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 16.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 1?

The president of the senate in the chair.

3:25 P.M.

The question was: Adoption of senate amendment 1?

Senator Flynn in the chair.

3:34 P.M.

The question was: Adoption of senate amendment 1?

Senator Berger moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

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

Ayes -- Senators Berger, Bidwell, Chilsen, Engeleiter, Frank, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Opitz, Roshell and Theno -- 15.

Noes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Flynn, Goyke, Hanaway, Harnisch, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 18.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

Adopted.

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

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The ayes and noes were demanded and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

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

Noes -- Senators Braun, Risser and Swan -- 3.

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

So the motion prevailed.

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

Assembly Joint Resolution 2, Special Session

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

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

Noes -- Senators Braun, Risser and Swan -- 3.

Absent or not voting -- None.

So the joint resolution was concurred in as amended.

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

Senate Bill 4, Special Session

Relating to payments for a comparable replacement business or farm upon condemnation, industrial revenue bonds and projects and making an appropriation.

Read a second time.

The president of the senate in the chair.

4:17 P.M.

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

Senator Engeleiter moved rejection of senate amendment 1 to senate substitute amendment 1.

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

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

Ayes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Johnston, Kreul, Lasee, Lorge, McCallum, Opitz and Theno -- 11.

Noes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Swan, Thompson and Van Sistine -- 21.

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

So the motion did not prevail.

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

By request of Senator Chilsen, with unanimous consent, senate amendment 1 to senate substitute amendment 1 was placed after senate amendment 4 to senate substitute amendment 1.

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

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

Senator Cullen moved rejection of senate amendment 2 to senate substitute amendment 1.

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

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Bear, Bidwell, Chilsen, Cullen, Goyke, Hanaway, Harnisch, Krueger, Lasee, McCallum, Maurer, Strohl, Theno, Thompson and Van Sistine -- 16.

Noes -- Senators Adelman, Berger, Braun, Engeleiter, Flynn, Frank, Johnston, Kleczka, Kreul, Lorge, Moody, Offner, Opitz, Radosevich, Risser, Roshell and Swan -- 17.

Absent or not voting -- None.

So the motion did not prevail.

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

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

Ayes -- Senators Adelman, Berger, Braun, Engeleiter, Flynn, Frank, Harnisch, Johnston, Kleczka, Lorge, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell and Strohl -- 19.

Noes -- Senators Bablitch, Bear, Bidwell, Chilsen, Cullen, Goyke, Hanaway, Kreul, Krueger, Lasee, Swan, Theno, Thompson and Van Sistine -- 14.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 3 to senate substitute amendment 1 offered by Senator Offner.

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

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

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

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

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Engeleiter, Frank, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, McCallum, Maurer, Opitz, Radosevich, Roshell, Theno and Van Sistine -- 21.

Noes -- Senators Berger, Braun, Flynn, Harnisch, Kleczka, Lorge, Moody, Offner, Risser, Strohl, Swan and Thompson -- 12.

Absent or not voting -- None.

So the motion prevailed.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and that portion of Senate Rule 8 relating to the wearing of coats was dispensed with.

Senate amendment 4 to senate substitute amendment 1 offered by Senator Radosevich.

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

Adopted.

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Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 offered by Senator Cullen.

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

Adopted.

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

Adopted.

Senate amendment 5 to senate substitute amendment 1 offered by Senator Engeleiter.

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

Adopted.

Senate amendment 6 to senate substitute amendment 1 offered by Senator Engeleiter.

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

Adopted.

Senate amendment 7 to senate substitute amendment 1 offered by Senators Moody and Offner.

The question was: Adoption of senate amendment 7 to senate substitute amendment 1?

Senator Cullen moved rejection of senate amendment 7 to senate substitute amendment 1.

The question was: Rejection of senate amendment 7 to senate substitute amendment 1?

By request of Senator Moody, with unanimous consent, senate amendment 7 to senate substitute amendment 1 was placed after senate amendment 11 to senate substitute amendment 1.

Senate amendment 8 to senate substitute amendment 1 offered by Senator Offner.

The question was: Adoption of senate amendment 8 to senate substitute amendment 1?

Senator Cullen moved rejection of senate amendment 8 to senate substitute amendment 1.

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The question was: Rejection of senate amendment 8 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Bear, Bidwell, Chilsen, Cullen, Engeleiter, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Opitz, Radosevich, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 26.

Noes -- Senators Adelman, Berger, Braun, Lorge, Moody, Offner and Risser -- 7.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 9 to senate substitute amendment 1 offered by Senators Moody, Offner and Braun.

The question was: Adoption of senate amendment 9 to senate substitute amendment 1?

By request of Senator Moody, with unanimous consent, senate amendment 9 to senate substitute amendment 1 was returned to the author.

Senate amendment 10 to senate substitute amendment 1 offered by Senators Moody, Offner and Braun.

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

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

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

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes -- Senators Bidwell, Chilsen, Cullen, Engeleiter, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Lasee, Maurer, Opitz, Radosevich, Roshell, Theno and Van Sistine -- 17.

Noes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Kleczka, Kreul, Krueger, Lorge, McCallum, Moody, Offner, Risser, Strohl, Swan and Thompson -- 16.

Absent or not voting -- None.

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So the motion prevailed.

Senate amendment 11 to senate substitute amendment 1 offered by Senator Moody.

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

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

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

The motion prevailed.

The question was: Rejection of senate amendment 7 to senate substitute amendment 1?

The motion prevailed.

Senator Moody moved reconsideration of the vote by which senate amendment 7 to senate substitute amendment 1 was rejected.

Senate amendment 12 to senate substitute amendment 1 offered by Senators Engeleiter and Chilsen.

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

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

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

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

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

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

Absent or not voting -- None.

So the motion prevailed.

The question was: Reconsideration of the vote by which senate amendment 7 to senate substitute amendment 1 was rejected?

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By request of Senator McCallum, with unanimous consent, he was made a co-author of senate amendment 7 to senate substitute amendment 1.

The question was: Reconsideration of the vote by which senate amendment 7 to senate substitute amendment 1 was rejected?

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

Ayes -- Senators Adelman, Berger, Braun, Lorge, McCallum, Moody, Offner and Thompson -- 8.

Noes -- Senators Bablitch, Bear, Bidwell, Chilsen, Cullen, Engeleiter, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Maurer, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno and Van Sistine -- 25.

Absent or not voting -- None.

So the motion did not prevail.

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

Ordered to a third reading.

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

Senate Bill 4, Special Session

Read a third time.

Senator Bear in the chair.

6:42 P.M.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Bear, Bidwell, Chilsen, Cullen, Engeleiter, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Opitz, Radosevich, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 26.

Noes -- Senators Adelman, Berger, Braun, Harnisch, Moody, Offner and Risser -- 7.

Absent or not voting -- None.

So the bill passed.

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

The president of the senate in the chair.

7:16 P.M.

By request of Senator Bablitch, with unanimous consent, **Senate Bill 7, Special Session** and the appointments of Agnes Buckley and Ada Skyles were laid on the table.

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

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Assembly Bill 13, Special Session

Amended and concurred in as amended:

Senate Bill 3, Special Session, assembly amendments 3 and 9

Nonconcurrent in:

Assembly Joint Resolution 2, Special Session, senate amendments 1, 2, 3, 4 and 5 and requests a Committee of Conference and appoints Representatives Becker, Hauke and Prosser as conferees on its part.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 13, June 1980 Special Session

Relating to allowing Kenosha, Wisconsin, to use lands submerged in Lake Michigan and deeded to the city for a neighborhood reinvestment program or other purposes.

By Committee on Assembly Organization, by request of Representatives Andrea, Dorff and Wagner, and Senator Maurer.

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

By request of Senator Bablitch, with unanimous consent, **Assembly Joint Resolution 2, Special Session** was taken up at this time.

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Assembly Joint Resolution 2, June 1980 Special Session

Relating to revising the right to bail and authorizing the legislature to permit circuit courts to deny release on bail for a limited period to certain accused persons (first consideration).

Read.

Senator Bablitch moved that the senate adhere to its position on senate amendments 1, 2, 3, 4 and 5.

The question was: Shall the senate adhere to its position on senate amendments 1, 2, 3, 4 and 5?

The motion prevailed.

By request of Senator Bablitch, with unanimous consent, the chair appointed a Committee of Conference.

The chair appointed Senators Harnisch, Bear and Hanaway as conferees on its part to the Committee of Conference on **Assembly Joint Resolution 2, Special Session**.

The question was: Confirmation of the conferees?

Confirmed.

By request of Senator Adelman, with unanimous consent, **Assembly Bill 3, Special Session** was withdrawn from committee on Judiciary and Consumer Affairs and referred to committee on Senate Organization.

LEAVE OF ABSENCE

By request of Senator Lorge, with unanimous consent, he was granted a leave of absence for Thursday, June 26.

By request of Senator Chilsen, with unanimous consent, the senate adjourned in honor of Senator Krueger's birthday.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 7, Special Session** by Senators McCallum and Adelman.

Senate amendment 1 to **Assembly Bill 3, Special Session** by Senators Kleczka and Flynn.

Senate amendments 2, 3, 4, 5 and 6 to **Assembly Bill 3, Special Session** by Senators Flynn and Kleczka.

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Senate amendment 7 to **Assembly Bill 3, Special Session** by Senators Van Sistine and Krueger.

Senate amendments 8 and 9 to **Assembly Bill 3, Special Session** by Senator Kreul.

Senate amendment 1 to **Assembly Bill 9, Special Session** by Senator Van Sistine.

Senate amendment 2 to **Assembly Bill 9, Special Session** by Senator Hanaway.

Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M. Wednesday, June 25.

7:25 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 5, Special Session

1. On page 5, line 2, after "For", insert "the".

Assembly Bill 3, Special Session, assembly substitute amendment 1

1. On page 16, lines 6 and 13, substitute "1981" for "1980", in 3 places.

Assembly Bill 9, Special Session

1. On page 4, line 7, after "2.", insert "(intro.)".