

JOURNAL OF THE SENATE [April 16, 1981]

STATE OF WISCONSIN

Senate Journal

Eighty-Fifth Regular Session

THURSDAY, April 16, 1981.

10:00 A.M.

The senate met.

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

By request of Senator Berger, with unanimous consent, the calling of the roll was dispensed with.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 22

Relating to the governor's authority to grant pardons, commutations or reprieves (first consideration).

By Senator Cullen; cosponsored by Representative D. Travis.

Read first time and referred to committee on Labor, Government, Veterans Affairs and Tourism.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 299

Relating to federalizing the state individual income tax.

By Senators Lorge, Johnston, Kreul, Krueger and Lasee.

Read first time and referred to Joint Survey committee on Tax Exemptions.

Senate Bill 300

Relating to regulation of fireworks and changing penalties.

By Senators Risser, Braun, Van Sistine, Frank and Moody; cosponsored by Representatives Wagner, Medinger, Crawford, Rutkowski and Young.

JOURNAL OF THE SENATE [April 16, 1981]

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

Senate Bill 301

Relating to authorization for electors to vote in the primary of more than one political party.

By Senator Strohl.

Read first time and referred to committee on Labor, Government, Veterans Affairs and Tourism.

COMMITTEE REPORTS

The committee on Education and State Institutions reports and recommends for introduction:

Senate Bill 302

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

Introduction:

Ayes, 4 -- Senators Goyke, George, Thompson and Harsdorf;

Noes, 0 -- None.

Read first time and referred to committee on Education and State Institutions.

GARY R. GOYKE
Chair

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

Senate Bill 303

Relating to prohibiting strict liability actions for inadequate product design, formula, specifications, instructions or warnings.

By request of Wisconsin Task Force for Product Liability Reform.

Introduction:

Ayes, 5 -- Senators Roshell, Goyke, Bidwell, Engeleiter and Cullen;

Noes, 2 -- Senators Moody and Maurer.

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

Senate Bill 304

Relating to prohibiting the award of punitive damages in product liability actions.

JOURNAL OF THE SENATE [April 16, 1981]

By request of Wisconsin Task Force for Product Liability Reform.

Introduction:

Ayes, 5 -- Senators Roshell, Goyke, Bidwell, Engeleiter and Cullen;

Noes, 2 -- Senators Moody and Maurer.

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

Senate Bill 305

Relating to accrual of a cause of action in and time periods for the commencement of a product liability action.

By request of Wisconsin Task Force for Product Liability Reform.

Introduction:

Ayes, 5 -- Senators Goyke, Roshell, Bidwell, Engeleiter and Cullen;

Noes, 2 -- Senators Moody and Maurer.

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

Senate Bill 306

Relating to excluding from product liability actions evidence of remedial measures taken after first sale of the product unit.

By request of Wisconsin Task Force for Product Liability Reform.

Introduction:

Ayes, 6 -- Senators Roshell, Goyke, Maurer, Bidwell, Engeleiter and Cullen;

Noes, 1 -- Senator Moody.

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

Senate Bill 307

Relating to registration of human services vehicles.

Introduction:

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

Noes, 0 -- None.

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

Senate Bill 308

Relating to highway jurisdiction transfer agreements between the state and local units of government.

Introduction:

JOURNAL OF THE SENATE [April 16, 1981]

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

Noes, 0 -- None.

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

Senate Bill 309

Relating to competitive balance between state-chartered and federally chartered savings and loan associations.

Introduction:

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

Noes, 0 -- None.

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

TIM CULLEN

Chair

By request of Senator Adelman, with unanimous consent, **Senate Bills 303, 304, 305 and 306** were withdrawn from committee on Aging, Business and Financial Institutions and Transportation and referred to committee on Senate Organization.

The committee on Judiciary and Consumer Affairs reports and recommends:

BORGWARDT, REVEREND ROBERT, of Madison, as a member of the Ethics Board, to succeed Anrita Lardy, to serve for the term ending May 1, 1985.

Confirmation:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;

Noes, 0 -- None.

MORGAN, JAMES R., of Madison, as a member of the Ethics Board, to succeed Pastor Breest, to serve for the term ending May 1, 1983.

Confirmation:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;

Noes, 0 -- None.

ULLSVIK, BJARNE R., of Platteville, as a member of the Judicial Commission, to succeed Warren Carrier, to serve out the three year unexpired term of Mr. Carrier which will expire on August 1, 1980 and for a subsequent three year term to expire on August 1, 1983.

Confirmation:

JOURNAL OF THE SENATE [April 16, 1981]

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;
Noes, 0 -- None.

LEVIN KAY W., of Cleveland, as a member of the Judicial Commission, to succeed herself, to serve a three year term to expire on August 1, 1982.

Confirmation:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;
Noes, 0 -- None.

Senate Bill 221

Relating to the statement of the circulator of nomination papers and providing a penalty.

Passage;

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;
Noes, 0 -- None.

Senate Bill 181

Relating to service of process on nonresident parties to a residential tenancy.

Passage:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;
Noes, 0 -- None.

LYNN S. ADLEMAN
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Legislative Council

April 15, 1981

To the Honorable the Senate:

I am pleased to transmit to you the following report to the 1981 Legislature on legislation introduced by the Legislative Council:

RL 81-3 -- Legislation Relating to Municipal Collective Bargaining (AB 320 and SB231)

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

JOURNAL OF THE SENATE [April 16, 1981]

Cordially
BONNIE REESE
Executive Secretary

By request of Senator Berger, with unanimous consent, the Senate returned to the third order of business.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 310

Relating to operating motor vehicles, using intoxicants or controlled substances, making an appropriation, granting rule-making authority and providing and revising penalties.

By Senators Adelman, Maurer, Goyke, Johnston, Berger, Hanaway, Offner, Moody, Lorman, Strohl, Frank, Chilsen, Braun and Engleiter; cosponsored by Representatives D. Travis, Jackamonis, Rutkowski, Loftus, Leopold, Laatsch, Nelsen, Lee, Radtke, Andrea, Norquist, Becker, Swoboda, Tuczynski, Flintrop, Dillweg, Alberts, Czarnecki, Gerlach and Neubauer.

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

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 149** by Senator Van Sistine.

Upon motion of Senator Berger the senate adjourned until 10:00 A.M. Tuesday, April 21.

10:12 A.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 129

1. Page 1, line 6: before "target" insert "of".