

STATE OF WISCONSIN

Senate Journal

1981 November Special Session

THURSDAY, November 12, 1981.

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, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Absent -- Senator Frank -- 1.

Absent with leave -- None.

The senate stood for the prayer which was offered by Reverend J. Carl Hillmer, pastor of Christ Memorial Lutheran Church, Fitchburg.

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

COMMITTEE REPORTS

By request of Senator Flynn, with unanimous consent, the rules were suspended to introduce a joint resolution to take up at this time.

The committee on Senate Organization reports and recommends:

Senate Joint Resolution 1, Special Session

Relating to congratulating the author, cast and production people for the play "Fighting Bob".

By request of Senators Thompson and Krueger.

Introduction:

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Ayes, 5 -- Senators Risser, Bablich, Flynn, Chilsen and Hanaway;
Noes, 0 -- None.

FRED A. RISSER
Chair

Senate Joint Resolution 1, Special Session

Relating to congratulating the author, cast and production people for the play "Fighting Bob".

Read.

Adopted.

SPECIAL ORDERS

Senate Bill 1, Special Session

Relating to soil and water conservation aids, Stonefield village, aid to families with dependent children, financing of minimum maintenance and health and safety projects, Milwaukee state office building space rental changes, temporary reallocation of state balances, special school adjustment aid, school cost controls, school of veterinary medicine funding, shared revenue, medical assistance, gift and estate tax exemption for interspousal transfers, adjustment of basis, community aids, elderly and handicapped transportation copayment, 10% property tax credit, levy limits, earmarking federal child welfare funds for runaway programs, requiring a payment to the general fund from the veterans trust fund, making a loan to the veterans trust fund from the veterans mortgage loan repayment fund and providing for repayment, reestimating general purpose revenues earned, granting rule-making authority, providing for a study, providing penalties and making and decreasing appropriations.

By request of Senator Maurer, with unanimous consent, the senate recessed until 9:35 A.M.

9:12 A.M.

RECESS

9:35 A.M.

The senate reconvened.

QUORUM CALL

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

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

Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, George, Goyke, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorman, McCallum, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 30.

Absent -- Senators Engeleiter, Frank and Harnisch -- 3.

Absent with leave -- None.

By request of Senator Kleczka, with unanimous consent, the vote by which **Senate Bill 2, Special Session** failed to pass was reconsidered.

By request of Senator Bablitch, with unanimous consent, the bill was referred to a second reading.

Senate Bill 2, Special Session

Relating to timing of the November 1981 shared revenue payments.

Read a second time.

Senate substitute amendment 2 offered by Senators Risser, Bablitch, Flynn, Maurer and Kleczka.

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 2, Special Session

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

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

So the bill passed.

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

By request of Senator Maurer, with unanimous consent, the senate recessed until 11:27 A.M.

9:45 A.M.

RECESS

11:27 A.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the vote by which senate amendment 21 was adopted was reconsidered.

By request of Senator Bablitch, with unanimous consent, senate amendment 21 was laid on the table.

Senate amendment 22 offered by Senator Bablitch.

The question was: Adoption of senate amendment 22?

By request of Senator Bablitch, with unanimous consent, the senate recessed until 1:00 P.M.

11:35 A.M.

RECESS

1:00 P.M.

The senate reconvened.

QUORUM CALL

Senator Bidwell 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, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee,

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Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

Senate amendment 1 to senate amendment 22 offered by Senators Chilsen, Engeleiter, Harsdorf, Lorman, Opitz and Hanaway.

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

Senator Bablitch moved rejection of senate amendment 1 to senate amendment 22.

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

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

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

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 22?

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Kleczka, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

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

So the amendment was adopted.

Senate amendment 23 offered by Senator Bablitch.

Senate amendment 1 to senate amendment 23 offered by Senator Bablitch.

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

Senator Harsdorf moved rejection of senate amendment 1 to senate amendment 23.

The question was: Rejection of senate amendment 1 to senate amendment 23?

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

Ayes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harnisch, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 15.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Kleczka, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Absent or not voting -- None.

So the motion did not prevail.

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

Adopted.

Senate amendment 2 to senate amendment 23 offered by Senator Bablitch.

The question was: Adoption of senate amendment 2 to senate amendment 23?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, Maurer, Moody, Risser, Strohl, Theno, Thompson and Van Sistine -- 26.

Noes -- Senators Kleczka, Krueger, McCallum, Offner, Opitz and Roshell -- 6.

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

So the amendment was adopted.

Senate amendment 3 to senate amendment 23 to **Senate Bill 1, Special Session** offered by Senators Engeleiter and Johnston.

The question was: Adoption of senate amendment 3 to senate amendment 23?

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Senator Bablitch moved rejection of senate amendment 3 to senate amendment 23.

The question was: Rejection of senate amendment 3 to senate amendment 23?

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

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

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

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

So the motion prevailed.

Senate amendment 4 to senate amendment 23 offered by Senators Harsdorf, Engeleiter, Lorman, Opitz, Kreul, Lasee and Bidwell.

The question was: Adoption of senate amendment 4 to senate amendment 23?

Senator Kleczka moved rejection of senate amendment 4 to senate amendment 23.

The question was: Rejection of senate amendment 4 to senate amendment 23?

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

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

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

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

So the motion prevailed.

The question was: Adoption of senate amendment 23?

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

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Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Kleczka, Lorge, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 21.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Harsdorf, Johnston, Kreul, Lasee, Lorman, McCallum, Opitz and Theno -- 11.
Absent or not voting -- Senator Krueger -- 1.

So the amendment was adopted.

By request of Senator Bablitch, with unanimous consent, senate amendment 2 was taken from the table and considered at this time.

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

By request of Senator Bablitch, with unanimous consent, senate amendment 4 was taken from the table and considered at this time.

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

Senator Braun moved rejection of senate amendment 1 to senate amendment 4.

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

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Kleczka, Krueger, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Bidwell, Chilsen, Johnston, Kreul, Lasee and Opitz -- 6.
Absent or not voting -- None.

So the motion prevailed.

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

By request of Senator Bablitch, with unanimous consent, senate amendment 5 was taken from the table and considered at this time.

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

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Adopted.

The question was: Adoption of senate amendment 5?

Adopted.

By request of Senator Bablitch, with unanimous consent, senate amendment 6 was taken from the table and considered at this time.

Senate amendment 1 to senate amendment 6 offered by Senator Bablitch.

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

Adopted.

The question was: Adoption of senate amendment 6?

Adopted.

By request of Senator Bablitch, with unanimous consent, senate amendment 7 was taken from the table and considered at this time.

The question was: Adoption of senate amendment 7?

Adopted.

By request of Senator Bablitch, with unanimous consent, senate amendment 11 was taken from the table and considered at this time.

The question was: Adoption of senate amendment 11?

Adopted.

By request of Senator Bablitch, with unanimous consent, senate amendment 12 was taken from the table and considered at this time.

The question was: Adoption of senate amendment 12?

Adopted.

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

MESSAGE FROM THE ASSEMBLY

By David R. Kedrowski, chief clerk.

Mr. President:

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

Senate Joint Resolution 1, Special Session

Amended and concurred in as amended:

Senate Bill 2, Special Session, assembly substitute amendment 1

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By request of Senator Bablitch, with unanimous consent, the rules were suspended and **Senate Bill 2, Special Session** was considered at this time.

Senate Bill 2, Special Session

Relating to timing of the November 1981 shared revenue payments.

Read.

By request of Senator Maurer, with unanimous consent, the senate recessed until 4:15 P.M.

3:35 P.M.

RECESS

4:15 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, **Senate Bill 2, Special Session** was laid on the table.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Friday, November 13.

4:21 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 1, Special Session

1. Page 78, line 18: delete "DEPARTMENT OF".

Senate Bill 1, Special Session, senate amendment 1

1. Page 4, line 7: substitute "SECTION 135g." for "SECTION 135m."

2. Page 4, line 11: substitute "SECTION 135m." for "SECTION 135g."

Senate Bill 1, Special Session, senate amendment 1 (Revised)

1. Page 7, line 11: substitute "SECTION 150d." for SECTION 150m."