

JOURNAL OF THE SENATE [March 12, 1982]

STATE OF WISCONSIN

Senate Journal

Eighty-Fifth Regular Session

FRIDAY, March 12, 1982.

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, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Absent -- Senator Maurer -- 1.

Absent with leave -- None.

The senate stood for a moment of silent prayer.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 813

Relating to an excess profits tax on integrated oil companies and an individual income tax credit for home heating costs.

By Senators Moody, Braun and Strohl; cosponsored by Representative Crawford.

To committee on State and Local Affairs and Taxation.

Senate Bill 814

Relating to negotiation and arbitration in the siting of certain solid and hazardous waste sites and facilities.

By Senators Harnisch, Roshell, Krueger, Thompson, Maurer, Opitz, Hanaway and Lasee; cosponsored by Representative Donoghue, by request of Wisconsin Towns Association and Wisconsin Counties Boards Association.

To committee on Agriculture and Natural Resources.

Senate Bill 815

Relating to priority for certain persons 65 years of age and older in the issuance of hunter's choice deer hunting permits and expanding a penalty provision.

By Senator Kleczka; cosponsored by Representative Czarnecki, by request of Mr. Clarence W. Ward of Milwaukee.

To committee on Agriculture and Natural Resources.

COMMITTEE REPORTS

The joint committee on Audit reports and recommends for introduction:

Senate Bill 816

Relating to vending and canteen operations at state institutions and making and affecting appropriations.

Introduction:

Ayes, 7 -- Senators George, Berger and Lasee, Representatives Ulichny, Gerlach, Nelsen and Quackenbush;

Noes, 1 -- Senator Hanaway.

Read first time and referred to joint committee on Audit.

GARY R. GEORGE

Co-Chair

BARBARA ULICHNY

Co-Chair

The committee on Agriculture and Natural Resources reports and recommends for introduction:

Senate Bill 817

Relating to liability for recreational use of property, and changing penalties.

Introduction:

Ayes, 3 -- Senators Harnisch, Thompson and Opitz;

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Noes, 0 -- None.

Read first time and referred to committee on Agriculture and Natural Resources.

THOMAS W. HARNISCH
Chair

REPORT OF JOINT SURVEY COMMITTEE ON
TAX EXEMPTIONS

Appendix to **Senate Bill 803**

Public Policy Involved

The bill is good public policy.

Read and referred to Joint Survey Committee on Debt Management.

GARY R. GOYKE
Co-Chair

PATRICIA S. SMITH
Co-chair

The committee on Education and State Institutions reports and recommends:

Senate Bill 240

Relating to referenda concerning school district reorganizations.

Passage:

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

Noes, 0 -- None.

Senate Bill 464

Relating to eligibility to attend a vocational, technical and adult education school located outside the district of residence.

Passage:

Ayes, 3 -- Senators Goyke, Thompson and Harsdorf;

Noes, 1 -- Senator George.

Senate Bill 784

Relating to eligibility requirements for student tuition grants administered by the higher educational aids board.

Passage:

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

Noes, 0 -- None.

Senate Bill 792

Relating to establishing guidelines for the identification of gifted and talented pupils.

Passage:

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Ayes, 4 -- Senators Goyke, George, Thompson and Harsdorf;
Noes, 0 -- None.

Assembly Bill 813

Relating to creating an exception to the confidentiality of pupil records for directory data.

Concurrence:

Ayes, 4 -- Senators Goyke, George, Thompson and Harsdorf;
Noes, 0 -- None.

PODLESNY, MARY, of Ashland, as a member of the University of Wisconsin System, Board of Regents, to serve for the term ending May 1, 1983.

Confirmation:

Ayes, 4 -- Senators Goyke, George, Thompson and Harsdorf;
Noes, 0 -- None.

GARY R. GOYKE
Chair

The committee on Energy reports and recommends:

Senate Bill 320

Relating to including wood energy systems in the renewable energy resource systems incentive program administered by the department of industry, labor and human relations.

Introduction and adoption of senate amendment 2:

Ayes, 4 -- Senators Strohl, Harnisch, Berger and Lorman;
Noes, 0 -- None.

Passage:

Ayes, 3 -- Senators Strohl, Harnisch and Lorman;
Noes, 1 -- Senator Berger.

Senate Bill 787

Relating to popular election of the public service commission.

Passage:

Ayes, 3 -- Senators Strohl, Harnisch and Berger;
Noes, 1 -- Senator Lorman.

Senate Bill 789

Relating to return of a public utility's interest in property taken for an abandoned project.

Introduction and adoption of senate amendment 1:

Ayes, 4 -- Senators Strohl, Harnisch, Berger and Lorman;
Noes, 0 -- None.

Passage:

Ayes, 4 -- Senators Strohl, Harnisch, Berger and Lorman;

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Noes, 0 -- None.

Senate Resolution 21

To memorialize the President and Congress of the United States to negotiate a mutual nuclear weapons moratorium with the Soviet Union.

Adoption:

Ayes, 4 -- Senators Strohl, Harnisch, Berger and Lorman;

Noes, 0 -- None.

JOE STROHL

Chair

The committee on Agriculture and Natural Resources reports and recommends:

Senate Bill 317

Relating to relinquishing interests reserved by the state in certain lands.

Adoption of senate substitute amendment 2:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Passage:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Senate Bill 699

Relating to campground reservation.

Passage:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Senate Bill 753

Relating to authorizing the sale or exchange of certain land in northern highland state forest.

Passage:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Senate Bill 773

Relating to labeling requirements for nondairy food products and granting rule-making authority.

Adoption of senate substitute amendment 1:

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Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Passage:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Assembly Bill 141

Relating to nonresident alien and business ownership of land, creating reporting requirements and creating and clarifying penalties.

Introduction and adoption of senate amendment 1:

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

Noes, 1 -- Senator Harnisch.

Concurrence:

Ayes, 4 -- Senators Harnisch, Strohl, Thompson and Krueger;

Noes, 1 -- Senator Opitz.

Assembly Bill 238

Relating to creating a dairy promotion council; creating a dairy promotion program and a commodity promotion program, granting rule-making authority and making appropriations.

Concurrence:

Ayes, 3 -- Senators Harnisch, Thompson and Krueger;

Noes, 2 -- Senators Strohl and Opitz.

Assembly Bill 466

Relating to operation of motor vehicles in the navigable waters of the state and creating a penalty.

Concurrence:

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

Noes, 1 -- Senator Krueger.

Assembly Bill 739

Relating to transplantation of fish.

Concurrence:

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

Noes, 1 -- Senator Krueger.

Assembly Bill 780

Relating to renumbering statutes relating to the responsibilities of the board of commissioners of public lands (suggested as remedial legislation by the board of commissioners of public lands).

Concurrence:

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Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and
Opitz;

Noes, 0 -- None.

Assembly Bill 943

Relating to including renovation of a pheasant propagation facility in the authorized state building program.

Concurrence:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and
Opitz;

Noes, 0 -- None.

Senate Bill 775

Relating to regulating PCBs and creating financial responsibility requirements.

Adoption of senate amendment 1 to senate substitute amendment 1:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and
Opitz;

Noes, 0 -- None.

Adoption of senate substitute amendment 1:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and
Opitz;

Noes, 0 -- None.

Passage:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and
Opitz;

Noes, 0 -- None.

THOMAS W. HARNISCH

Chair

The committee on Human Services reports and recommends:

Assembly Bill 697

Relating to creation of the controlled substances therapeutic research program and the patient qualification and review board, granting rule-making authority and making an appropriation.

Concurrence:

Ayes, 3 -- Senators Thompson, Theno and Strohl;

Noes, 0 -- None.

Assembly Bill 323

Relating to creating an occupational disease surveillance system.

Concurrence:

Ayes, 3 -- Senators Thompson, Theno and Strohl;

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Noes, 0 -- None.

CARL W. THOMPSON
Chair

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

March 10, 1982

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Chapter No.	Date Approved
11 -----	131 -----	March 10, 1982
19 -----	132 -----	March 10, 1982
151 -----	133 -----	March 10, 1982
327 -----	134 -----	March 10, 1982

Sincerely,
LEE SHERMAN DREYFUS
Governor

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 82-11

AN ORDER to amend Grp 25, Tables V and VI; and to repeal and recreate Grp 28, Tables I, II, 3 and IV, relating to the level of benefits and the calculation of premiums for the income continuation insurance program.

Submitted by Department of Employee Trust Funds.

Report received from agency, March 11, 1982.

Referred to committee on Labor, Government, Veterans Affairs and Tourism.

MESSAGE FROM THE ASSEMBLY

By David R. Kedrowski, chief clerk.

Mr. President:

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

Assembly Bill 613
Assembly Bill 711
Assembly Bill 803
Assembly Bill 858
Assembly Bill 1092

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 613

Relating to the use of extraordinary remedies in legal actions and proceedings.

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 711

Relating to revising the laws concerning local health agencies and communicable diseases and granting rule-making authority .

By Committee on Health and Human Services, by request of Wisconsin Council of Public Health Administrators and Association of Directors of Full Service Health Departments.

Read first time and referred to committee on Human Services.

Assembly Bill 803

Relating to information placed on the label of prescription drugs.

By Representative Neubauer.

Read first time and referred to committee on Human Services.

Assembly Bill 858

Relating to creating the community development finance authority and making an appropriation.

By Representatives Becker, Loftus, Ellis, Donoghue, Clarenbach, Cogs, Smith, Vanderperren, Neubauer, Tuczynski, Kirby, Jaronitzky, Kunicki, Fischer, Dilweg, Broydrick, Hasenohrl, Byers, Conradt, Robinson, Robertson, Lee, Larson, Norquist, D. Travis, Schneiders, Flintrop, Everson, Crawford, Rogers, Andrea, Leopold,

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Kincaid, Looby, Paulson, Plewa, Metz, Medinger, Shoemaker, Plous, Wagner, Czarnezki, Behnke, Helbach, Potter, Otte, Williams, Menos, Rutkowski, Gerlach, Ulichny and Tesmer, co-sponsored by Senators Braun, Moody, Theno, Berger, Bablitch, Adelman, Thompson, Van Sistine, Cullen and Strohl.

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

Assembly Bill 1092

Relating to increasing the number of members on a legislative council committee to study state investment policies and practices.

By Representatives Johnson, Loftus and Thompson, co-sponsored by Senators Bablitch, Risser and Chilsen.

Read first time and referred to committee on Senate Organization.

LEAVE OF ABSENCE

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

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

9:17 A.M.

RECESS

11:50 A.M.

The senate reconvened.

AMENDMENTS OFFERED

Senate substitute amendment 3 to **Senate Bill 360** by Senators Strohl and Lorman.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Tuesday, March 16.

11:51 A.M.