

JOURNAL OF THE SENATE [April 23, 1982]

STATE OF WISCONSIN

# Senate Journal

Eighty-Fifth Regular Session

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FRIDAY, April 23, 1982.

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, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Risser, Roshell, Strohl, Theno and Thompson -- 27.

Absent -- Senators Johnston, Maurer, Moody, Offner, Opitz and Van Sistine -- 6.

Absent with leave -- None.

The senate stood for the prayer which was offered by Father Andrew Koufopoulos of the Greek Orthodox Church, Madison.

The senate remained standing and Senator Strohl 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, Senators Maurer, Moody and Van Sistine were granted a leave of absence for today's session.

By request of Senator Chilsen, with unanimous consent, Senators Johnston and Opitz were granted a leave of absence for today's session.

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EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

April 23, 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
561 -----	280 -----	April 22, 1982
501 -----	282 -----	April 23, 1982

Sincerely,  
LEE SHERMAN DREYFUS  
Governor

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SENATE CLEARINGHOUSE ORDERS

**Clearinghouse Rule 82-86**

AN ORDER to repeal ch. H 57; and to create ch. HSS 157, relating to regulating the sources and uses of ionizing radiation.

Submitted by Department of Health and Social Services.

Report received from agency, April 23, 1982.

Referred to committee on Human Services, April 23, 1982.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and the Calendar of April 23 was considered at this time.

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CALENDAR OF APRIL 23

**Senate Bill 783**

Relating to the tax on liquor manufactured in this state by pollution control facilities from brewing wastes and to a floor tax on intoxicating liquors, a surtax added in 1982 and 1983 to the corporate income and franchise taxes, depreciation on leased property, redefining the internal revenue code for the purpose of computing the income taxes of individuals, trusts and estates, the definition of 'internal revenue code' as it relates to powers of appointment,

employe benefit plans and extensions for filing inheritance taxes, the definition of 'internal revenue code' for insurers, regulated investment companies and real estate investment trusts, the sales tax on telephone and telegraph services, computing depreciation on utility property for purposes of the corporate income and franchise taxes, a county sales and use tax, the cigarette tax, transfer of moneys or positions between certain appropriations made to state agencies, state compensation and fringe benefit supplements, various changes to the 1979-81 and 1981-83 authorized state building programs, payment of interest on moneys temporarily reallocated, limiting the compensation of a nonrepresented state classified employe who, in lieu of layoff, is demoted or exercises displacement rights, limiting compensation of a nonrepresented state classified employe restored, after layoff, to a position with a lower pay range, cumulative pay adjustments for certain nonrepresented state classified employes, a salary freeze for certain state employes, work hour and pay reductions for nonrepresented state employes, work-related programs for recipients of aid to families with dependent children, the expenditure of federal child welfare funds, making permanent the 2nd opinion program in medical assistance, kidney disease aids, the reimbursement rates for handicapped education special transportation and health treatment aidable costs, decreasing the primary guaranteed valuation for 1982-83 school aids and delaying part of the June 1982 aid payment until July 1982, the renewable energy resource system incentive program, granting rule-making authority, providing penalties and decreasing and making appropriations.

Read.

The question was: Concurrence of assembly substitute amendment 2?

Senator Bablitch moved non-concurrence of assembly substitute amendment 2?

The question was: Non-concurrence of assembly substitute amendment 2?

The motion prevailed.

Senator Bablitch moved that the chair appoint a Committee of Conference on **Senate Bill 783**.

The question was: Shall the chair appoint a Committee of Conference?

The motion prevailed.

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**The chair appointed as conferees on its part Senators Kleczka, Bablitch and Chilsen.**

**The question was: Shall the conferees be confirmed?**

**Confirmed.**

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

**By request of Senator Bablitch, with unanimous consent, the senate recessed until 11:00 P.M.**

**10:17 A.M.**

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**RECESS**

**11:00 A.M.**

**The senate reconvened.**

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

**11:01 A.M.**

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**RECESS**

**2:00 P.M.**

**The senate reconvened.**

**By request of Senator Berger, with unanimous consent, the senate recessed until 3:17 P.M.**

**2:01 P.M.**

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**RECESS**

**3:17 P.M.**

**The senate reconvened.**

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

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3:18 P.M.

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RECESS

4:00 P.M.

The senate reconvened.

By request of Senator Berger, with unanimous consent, the senate recessed until 5:00 P.M.

4:01 P.M.

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RECESS

5:00 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 5:37 P.M.

5:01 P.M.

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RECESS

5:37 P.M.

The senate reconvened.

By request of Senator Goyke, with unanimous consent, the senate recessed until 8:00 P.M.

5:38 P.M.

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RECESS

8:00 P.M.

The senate reconvened.

By request of Senator George, with unanimous consent, the senate recessed until 9:10 P.M.

8:01 P.M.

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RECESS

9:10 P.M.

The senate reconvened.

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, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Moody, Offner, Risser, Roshell, Strohl, Theno and Thompson -- 28.

Absent -- Senator Krueger -- 1.

Absent with leave -- Senators Johnston, Maurer, Opitz and Van Sistine -- 4.

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MESSAGE FROM THE ASSEMBLY

By David R. Kedrowski, chief clerk.

Mr. President:

I am directed to inform you that the assembly agrees to a Committee of Conference and appoints Representatives Loftus, Thompson and Norquist as conferees on its part to **Senate Bill 783**.

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LEAVE OF ABSENCE

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

By request of Senator Bablitch, with unanimous consent, the senate recessed until 11:01 P.M.

9:20 P.M.

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RECESS

11:01 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and the Committee of Conference Report was considered at this time.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 12:48 A.M.

11:02 P.M.

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RECESS

12:48 A.M.

The senate reconvened.

**Senate Bill 783**

Relating to the tax on liquor manufactured in this state by pollution control facilities from brewing wastes and to a floor tax on intoxicating liquors, a surtax added in 1982 and 1983 to the corporate income and franchise taxes, depreciation on leased property, redefining the internal revenue code for the purpose of computing the income taxes of individuals, trusts and estates, the definition of 'internal revenue code' as it relates to powers of appointment, employe benefit plans and extensions for filing inheritance taxes, the definition of 'internal revenue code' for insurers, regulated investment companies and real estate investment trusts, the sales tax on telephone and telegraph services, computing depreciation on utility property for purposes of the corporate income and franchise taxes, a county sales and use tax, the cigarette tax, transfer of moneys or positions between certain appropriations made to state agencies, state compensation and fringe benefit supplements, various changes to the 1979-81 and 1981-83 authorized state building programs, payment of interest on moneys temporarily reallocated, limiting the compensation of a nonrepresented state classified employe who, in lieu of layoff, is demoted or exercises displacement rights, limiting

compensation of a nonrepresented state classified employe restored, after layoff, to a position with a lower pay range, cumulative pay adjustments for certain nonrepresented state classified employes, a salary freeze for certain state employes, work hour and pay reductions for nonrepresented state employes, work-related programs for recipients of aid to families with dependent children, the expenditure of federal child welfare funds, making permanent the 2nd opinion program in medical assistance, kidney disease aids, the reimbursement rates for handicapped education special transportation and health treatment aidable costs, decreasing the primary guaranteed valuation for 1982-83 school aids and delaying part of the June 1982 aid payment until July 1982, the renewable energy resource system incentive program, granting rule-making authority, providing penalties and decreasing and making appropriations.

Read.

The question was: Shall the Committee of Conference Report be adopted?

The ayes and noes were required and the vote was: ayes, 18; noes, 11; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Chilsen, Cullen, Frank, Hanaway, Harnisch, Harsdorf, Kleczka, Kreul, Lorge, McCallum, Risser, Strohl, Theno and Thompson -- 18.

Noes -- Senators Braun, Engeleiter, Flynn, George, Goyke, Johnston, Lasee, Lorman, Moody, Offner and Roshell -- 11.

Absent or not voting -- Senators Krueger, Maurer, Opitz and Van Sistine -- 4.

So the Committee of Conference Report was adopted.

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

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Tuesday, April 27.

12:54 A.M.



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CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Bill 501**

Correctly enrolled and presented to the Governor on April 22, 1982.