

STATE OF WISCONSIN

# Senate Journal

## Eighty-Fifth Regular Session

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FRIDAY, May 28, 1982.

9:30 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, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Absent -- Senator Lorge -- 1.

Absent with leave -- None.

The senate stood for the prayer which was offered by Reverend Paul A. Kehle, pastor of Plymouth Congregational Church of Madison.

The senate remained standing and Senator Chilsen 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 Resolution 29**

Relating to requesting the attorney general to appear on behalf of this state in certain actions and proceedings related to the acquisition of certain Milwaukee Road property.

Introduction and adoption:

Ayes, 3 -- Senators Risser, Cullen and Bablitch;

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Noes, 0 -- None.

FRED A. RISSER  
Chair

By request of the president of the senate, with unanimous consent, the rules were suspended and **Senate Resolution 29** was considered at this time.

Read.

Adopted.

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PETITIONS AND COMMUNICATIONS

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RULING OF THE CHAIR

**Senate Bill 3, April Special Session**

Relating senate and assembly districts and matters pertaining to the decennial legislative redistricting.

On May 26 Senator Chilsen, Senator from the 29th, raised a point of order that a motion to table **Senate Bill 3, April Special Session**, was not proper.

It is the opinion of the chair that **Senate Rule 41(2)** is very explicit in covering this situation. The rule states that "questions of reconsideration, concurrence in amendments of the other house or executive vetoes may be placed on the table but shall in no case be referred to any committee."

Therefore, the point of order is not well taken.

The question was: Shall **Senate Bill 3, April Special Session** be laid on the table?

By request of Senator Cullen, with unanimous consent, he withdrew his motion to lay **Senate Bill 3, April Special Session** on the table.

The question was: Shall the bill pass notwithstanding the objections of the Governor?

By request of Senator Lasee, with unanimous consent, the senate recessed until 10:35 A.M.

9:54 A.M.

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RECESS

10:35 A.M.

The senate reconvened.

Senator Cullen asked unanimous consent that **Senate Bill 3, April Special Session** be laid on the table.

Senator Hanaway objected.

Senator Cullen moved that **Senate Bill 3, April Special Session** be laid on the table.

The question was: Shall **Senate Bill 3, April Special Session** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

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

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorman, Opitz and Theno -- 12.

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

So the motion prevailed.

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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 has refused to pass notwithstanding the objections of the Governor:

**Senate Bill 783, Item 2-a**

By request of Senator Cullen, with unanimous consent, the rules were suspended and **Assembly Bills 816** and **1086** were considered at this time.

**Assembly Bill 816**

Relating to the establishment or relocation of motor vehicle dealerships and providing a penalty.

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Read.

The question was: Shall the bill pass notwithstanding the objections of the Governor?

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 29.

Noes -- Senators Chilsen, Lorman and Opitz -- 3.

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

More than two-thirds having voted in the affirmative, the bill passed notwithstanding the objections of the Governor.

**Assembly Bill 1086**

Relating to covering equipment and supplies for treatment of diabetes under the state health insurance plan.

Read.

The question was: Shall the bill pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Krueger, Lasee, Maurer, Moody, Offner, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 22.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lorman, McCallum and Opitz -- 10.

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

More than two-thirds having voted in the affirmative, the bill passed notwithstanding the objections of the Governor.

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

10:47 A.M.

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RECESS

1:00 P.M.

The senate reconvened.

QUORUM CALL

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

Senators Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, George, Goyke, Hanaway, Harsdorf, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 26.

Absent -- Senators Adelman, Bablitch, Engeleiter, Frank, Harnisch, Johnston and Krueger -- 7.

Absent with leave -- None.

By request of Senator Maurer, with unanimous consent, the senate recessed until 1:41 P.M.

1:05 P.M.

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RECESS

1:41 P.M.

The senate reconvened.

By request of Senator Cullen, with unanimous consent, the senate recessed until 3:43 P.M.

1:42 P.M.

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RECESS

3:43 P.M.

The senate reconvened.

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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 has concurred in:

**Senate Bill 835**

**Senate Bill 836**

**Senate Bill 837**

By request of Senator Cullen, with unanimous consent, the senate recessed until 4:37 P.M.

3:44 P.M.

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RECESS

4:37 P.M.

The senate reconvened.

By request of the president of the senate, with unanimous consent, the Senate returned to the fourth order of business.

The committee on Senate Organization reports:

“Move that in accordance with Joint Rule 81 (2) the floorperiod V, as established by 1981 Enrolled Joint Resolution 1, to review vetoes or partial vetoes, to act on pending nominations for appointments requiring Senate confirmation and to act on revisors bills introduced as authorized under the Joint Rules, is extended to June 11, 1982 or the day of final adjournment of floorperiod V by both houses, whichever is earlier, and that there shall be an interim committee work period from the Monday following final adjournment of floorperiod V until December 31, 1982.”

Adopted 3-2 by Senate Organization.

Adopted 4-3 by Assembly Organization.

By request of Senator Cullen, with unanimous consent, the senate adjourned in honor of the birthday of the Senate Chief Clerk, Donald J. Schneider.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Tuesday, June 1.

4:45 P.M.

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The chief clerk makes the following entry:

State of Wisconsin  
Department of State

May 26, 1982

To the Honorable, the Senate:

I have the honor to transmit to you the following information pursuant to s. 13.695(8):

Yours very truly,  
VEL PHILLIPS  
Secretary of State

*Lobbyist's name, address, telephone number; principal's name, address, telephone number.*

**Lobbyist Termination**

Riley, Lois, for State Medical Society of Wisconsin, effective May 20, 1982.

**Registration Amendment**

American Federation of State, County and Municipal Employees, AFL-CIO, add legislative action areas 3, 8 and 14. Add Administrative Action areas 119, 127, 133, 138, 139, 148, 176 and 180.