

STATE OF WISCONSIN

Senate Journal

Eighty-Fourth Regular Session

THURSDAY, February 8, 1979.

10:00 A.M.

The senate met.

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

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 70

Relating to issuance of an occupational license if operating privileges are suspended.

By Senators Radosevich, Roshell, Adelman, Goyke and Van Sistine; cosponsored by Representatives Kedrowski, Vanderperren, Kincaid, Broydrick, Kirby and Fischer.

To committee on Aging, Business and Financial Institutions and Transportation.

Senate Bill 71

Relating to fermented malt beverage and intoxicating liquor licenses for rod and gun clubs.

By Senators Radosevich, Roshell and Van Sistine, by request of the St. Croix Valley Gun Club.

To committee on Governmental and Veterans Affairs.

Senate Bill 72

Relating to rights and duties of drivers and pedestrians at controlled intersections and providing a penalty.

By Senator Risser; cosponsored by Representative Andrea, by request of Helen Zawacki.

JOURNAL OF THE SENATE [February 8, 1979]

To committee on Aging, Business and Financial Institutions and Transportation.

Senate Bill 73

Relating to commencement of school terms.

By Senators Krueger, Theno and Lasee; cosponsored by Representatives Donoghue, Kincaid and Lallensack.

To committee on Education and Revenue.

COMMITTEE REPORTS

The committee on Agriculture, Labor and Local Affairs reports and recommends:

HENDRICKSON, BRUCE A., of Ashland, as Secretary of the Department of Local Affairs and Development, to succeed Carol T. Toussaint, to serve for the term ending at the pleasure of the Governor.

Confirmation:

Ayes, 5 -- Senators Van Sistine, Roshell, Thompson, Swan and Kreul;

Noes, 0 -- None.

AUSMAN, LAVERNE G., of Elk Mound, as Commissioner of the Labor and Industry Review Commission, to succeed Hugh Henderson, to serve for the term ending March 1, 1979.

Confirmation:

Ayes, 5 -- Senators Van Sistine, Roshell, Thompson, Swan and Kreul;

Noes, 0 -- None.

Senate Joint Resolution 6

To create section 7(2)(a) 3 of article VIII of the constitution, relating to loans to farmers for the acquisition of farmland and farm buildings (second consideration).

Adoption:

Ayes, 5 -- Senators Van Sistine, Roshell, Thompson, Swan and Kreul;

Noes, 0 -- None.

JEROME VAN SISTINE
Chairman

JOURNAL OF THE SENATE [February 8, 1979]

The Joint committee for Review of Administrative Rules reports and recommends:

Senate Bill 2

Relating to review and disapproval of administrative rules, rule-making procedures, granting rule-making authority and making an appropriation.

Introduction and adoption of senate amendment 1:

Ayes, 8 -- Senators Berger, Bear, Swan, Moody and Murphy;
Representatives Rogers, Clarenbach and Wagner;

Noes, 0 -- None.

Passage as amended:

Ayes, 8 -- Senators Berger, Bear, Swan, Moody and Murphy;
Representatives Rogers, Clarenbach and Wagner;

Noes, 0 -- None.

Senate Bill 3

Relating to adoption of certain administrative rules by legislative standing committees, fiscal estimates on rule-making orders and granting rule-making authority.

Introduction and adoption of senate amendment 1:

Ayes, 8 -- Senators Berger, Bear, Swan, Moody and Murphy;
Representatives Rogers, Clarenbach and Wagner;

Noes, 0 -- None.

Passage as amended:

Ayes, 8 -- Senators Berger, Bear, Swan, Moody and Murphy;
Representatives Rogers, Clarenbach and Wagner;

Noes, 0 -- None..

DAVID G. BERGER

Co-chairman

WILLIAM ROGERS

Co-chairman

PETITIONS AND COMMUNICATIONS

University of Wisconsin System
Vice President of General Services

February 5, 1979

Donald Schneider
Senate Chief Clerk
State Capitol
Madison, Wisconsin

To the Honorable, the Senate:

Chapter 333, Laws of 1973, amended section 20.923(5), Wis. Stats., to require that the Board of Regents of the University of Wisconsin System assign specified titled positions to University of Wisconsin System salary ranges in whatever manner the Board determined. The Board is required under the subsection to file a report annually with the Governor and the Legislature.

ROBERT W. WINTER
Vice President of General
Services

A copy of this report may be obtained in Room 140 South.

State of Wisconsin
State Elections Board

January 25, 1979

Donald Schneider
Senate Chief Clerk
State Capitol
Madison, Wisconsin

To the Honorable, the Senate:

Section 10.06 Wisconsin Statutes requires that the State Elections Board send a Type C notice certifying referenda questions which are to appear on the spring ballot to county clerks as soon as possible, but no later than the first Tuesday in March. The Board is also required to publish the Type C notice in the official state newspaper on the first Tuesday in March.

Section 10.01 Wisconsin Statutes requires that the Type C notice for state questions must contain an explanatory statement of the effect of either a "yes" or "no" vote on the question, such statement

JOURNAL OF THE SENATE [February 8, 1979]

to be prepared by the Attorney General. The Type C notice is subsequently published by county clerks and municipal clerks in their respective official newspapers on the second Monday and the Monday preceding the April election.

In order for the Board to publish the Type C notice on the first Tuesday in March, the referenda questions must be received from the Legislature in approved form at least two weeks before that deadline. This allows one week in which to obtain the explanatory statement from the Attorney General and one week lead time required by the official newspaper. Two weeks is the minimum lead time required -- complex questions have required more time on the part of the Attorney General to develop explanatory statements.

Putting this timetable into a current calendar perspective means that the absolute deadline for receipt of referenda questions for the coming spring election in approved form from the Legislature by the State Elections Board is Tuesday, February 20, 1979. Your cooperation in communicating this information to the appropriate legislators, committees and staff will be appreciated.

GERALD J. FERWERDA
Executive Secretary

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

February 1, 1979.

To the Honorable, the Senate:

The attorneys now tell us that a cabinet secretary appointed by one governor and retained by his successor remains in office and is not reappointed. Therefore, the nomination of Donald Percy is unnecessary and we ask that it be sent back to us.

Sincerely,
LEE SHERMAN DREYFUS
Governor

By request of Senator Bablitch, with unanimous consent, the Governor's communication was referred to committee on Senate Organization.

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Senate Bill 15

MOTIONS

MOTIONS UNDER JOINT RULE 7

A joint certificate of commendation by Senator Chilsen, cosponsored by Representative McClain for DEL BURNS on his retirement,

A joint certificate of commendation by Senator Adelman, cosponsored by Representative Rutkowski for THE VILLAGE OF GREENDALE on completing 40 years without a single pedestrian fatality on its streets,

A joint certificate of commendation by Senator Berger, cosponsored by Representative Kirby for TIMOTHY S. STIEVE on receiving the Air Force Good Conduct Medal.

MOTIONS UNDER SENATE RULE 97

A certificate of congratulations by Senator Krueger and Representative Kincaid for JOHN CASKEY on his retirement,

A certificate of congratulations by Senator Radosevich for THE PRESCOTT JOURNAL on their 125th anniversary.

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 2** by Senator Berger.

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

10:05 A.M.