

STATE OF WISCONSIN

Senate Journal

Eighty-Fourth Regular Session

TUESDAY, June 5, 1979.

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, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Goyke, Harnisch, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 29.

Absent -- Senators Frank, Johnston and Lorge -- 3.

Absent with leave -- None.

The senate stood for the prayer which was offered by Rabbi Manfred Swarsensky of Beth El Temple of Madison.

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

LEAVE OF ABSENCE

By request of Senator Bablitch, with unanimous consent, Senator Frank was granted a leave of absence until 10:00 A.M.

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

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

COMMITTEE REPORTS

REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS

Appendix to **Senate Bill 79**, senate substitute amendment 1
Public Policy Involved

Presently, the Wisconsin Retirement Fund (WRF) Board determines initial disability under that fund, but the responsibility for such determination under the two teacher funds is with the BSSDI. At one time it may have been logical to involve the BSSDI in determining disability, but now the definitions of disability under social security and under the two teacher funds are different. Also, because of confidentiality requirements under soc. sec. law, different staff members are involved in determining disability for the same individual under soc. sec. and teacher systems. Also, different files are maintained for the two determination procedures, and the cross-use of information between files is restricted. Hence, there appears to be no economies involved in requiring the BSSDI to be involved in teacher disability determination.

The WRF process of determining initial disability by the retirement board has been successful, and the provisions in senate substitute amendment 1 would provide for the same process of determination for the two teacher funds. Hence, these changes would provide new uniformity in administrative procedures, and the new responsibilities for the teacher funds can be absorbed within existing administrative allocations. Lastly, the merger legislation (AB 109) would also provide similar changes in disability determination procedures -- requiring the department and board to make such determinations. Hence, these changes appear to be good public policy whether or not the BSSDI is terminated now or in the future.

PAUL OFFNER

Co-chair

WAYNE WOOD

Co-chair

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

May 30, 1979.

To the Honorable, the Senate:

This letter is to inform you that I have appointed Mr. Stanley York as Commissioner of the Public Service Commission to succeed John C. Oestreicher, to serve a term ending March 1, 1985.

I also, pursuant to Section 15.06(2), Wisconsin Statutes, designate Mr. York as Chairman for a two year term ending March 1, 1981.

Sincerely,
LEE SHERMAN DREYFUS
Governor

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Assembly Joint Resolution 53

Passed and asks concurrence in:

Assembly Bill 273

Assembly Bill 338

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 53

Relating to removing obsolete provisions of the constitution regarding corporations and banking (first consideration).

By Legislative Council.

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

JOURNAL OF THE SENATE [June 5, 1979]

Assembly Bill 273

Relating to revision of the existing credit union investment requirements.

By Representatives Otte, McClain, Munts, Pabst, Andrea, Dorff, Ward, Snyder, Rogers, Conradt, Matty, Donoghue, Ferrall, Behnke and Kedrowski, co-sponsored by Senators Berger, Van Sistine, Krueger and Goyke.

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

Assembly Bill 338

Relating to deletion of the requirement that mortgages accepted by savings and loan associations be first mortgages (suggested as remedial legislation by the commissioner of savings and loan).

By Committee on Remedial Legislation.

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

SPECIAL ORDERS

Senate Bill 79

Relating to state finances and appropriations, constituting the executive budget bill of the 1979 legislature, and making appropriations.

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

9:10 A.M.

RECESS

9:35 A.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, **Senate Bill 79** was made a Special Order of Business at 9:00 A.M. Wednesday, June 6.

CALENDAR OF JUNE 5

Senate Bill 212

Relating to fees for financing statement searches by the secretary of state and making an appropriation.

Read a second time.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 212** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 212** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Bablitch, with unanimous consent, the bill was considered for action at this time.

Senate Bill 212

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Goyke, Harnisch, Kleczka, Kreul, Krueger, Lasec, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson, Van Sistine -- 29.

Noes -- None.

Absent or not voting -- Senators Frank, Johnston and Lorge -- 3.

So the bill passed.

Assembly Bill 284

Relating to handwritten and other informal entries in contests.

Read a second time.

Ordered to a third reading.

By request of Senator Bablitch, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 284

Read a third time and concurred in.

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

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 142** by Senator Thompson.

Senate amendment 289 to **Senate Bill 79** by Senators Risser, Bablitch, Flynn, Kleczka, Maurer, Offner, Radosevich, Braun, Harnisch, Goyke, Bear, Adelman, Roshell, Strohl, Moody, Van Sistine, Thompson, Berger, Swan and Cullen.

By request of Senator Bidwell, with unanimous consent, the Senate adjourned in honor of Kenneth Nicholson, former Senate Sergeant-at-Arms, who recently passed away.

Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M. Wednesday, June 6.

9:42 A.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 3, Senate amendment 1

1. On page 1, line 11, after "delete", insert "the first".

Senate Bill 79, Senate amendment 83 to senate substitute amendment 1

1. On line 6, substitute "350" for "351".

Senate Bill 79, Senate amendment 234 to senate substitute amendment 1

1. On page 3, line 12, substitute "\$2,675,200" for "\$26,675,200".

Senate Bill 168, Senate amendment 1

1. On page 1, line 10; page 2, line 29; and page 3, lines 1, 12, and 13, substitute "billiard" for "billard".
2. On page 2, line 11, substitute "billiard" for "billard".

Assembly Bill 36

1. On line 5, substitute "subsection" for "section".