

JOURNAL OF THE SENATE [May 26, 1981]

STATE OF WISCONSIN

# Senate Journal

**Eighty-Fifth Regular Session**

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TUESDAY, May 26, 1981.

10:00 A.M.

The senate met.

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

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

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## INTRODUCTION OF BILLS

Read first time and referred:

### **Senate Bill 420**

Relating to capital loss carry-overs.

By Senator Johnston.

To Joint Survey committee on Tax Exemptions.

### **Senate Bill 421**

Relating to prohibiting smoking in hospitals.

By Senators Lasee, Chilsen, Braun, Johnston and McCallum; cosponsored by Representatives Duren, Coggs, Ulichny, Gerlach, Knox and Lee.

To committee on Human Services.

### **Senate Bill 422**

Relating to establishment of affirmative action programs by state employers.

By Senators Risser, George and Braun; cosponsored by Representatives Coggs, Munts, Becker, Crawford, Williams and Leopold.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 423**

Relating to eliminating the boards of natural resources, agriculture, trade and consumer protection and veterans affairs and changing the departments of natural resources, agriculture, trade and consumer protection and veterans affairs to a cabinet form of government headed by a secretary, changing the method of appointment of the secretary of regulation and licensing, changing the method of removal of state officers, and creating councils.

By Senators McCallum, Bablitch, Flynn, Harsdorf, Engeleiter, Maurer, Hanaway and Johnston; cosponsored by Representatives Rooney, Panzer, Prosser, Lee, Paulson and Knox, by request of Governor Lee Sherman Dreyfus.

To committee on Labor, Government, Veterans Affairs and Tourism.

**Senate Bill 424**

Relating to establishing a maximum limit on state expenditures.

By Senators Hanaway, Opitz, Roshell, Johnston and Engeleiter; cosponsored by Representatives Dilweg, Nelsen, Thompson, Fischer, McEwen, Hopkins, Stitt, Prosser, Robinson, Knox, R. Travis, Young, Lewison, Schneiders, Radtke and Luckhardt.

To joint committee on Finance.

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COMMITTEE REPORTS

The committee on Education and State Institutions reports and recommends:

**WIDOE, RUSSELL**, of Green Bay, as a member of the Educational Communications Board, to succeed Mary Kelly, to serve for the term ending May 1, 1984.

Confirmation:

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

Noes, 0 -- None.

GARY R. GOYKE

Chair

The committee on Insurance and Utilities reports and recommends:

**Senate Joint Resolution 21**

Directing the legislative council to study the feasibility of public acquisition and operation of certain public utilities.

Adoption:

Ayes, 2 -- Senators Berger and Van Sistine;

JOURNAL OF THE SENATE [May 26, 1981]

Noes, 2 -- Senators Frank and Lorge.

Without recommendation

**Senate Bill 120**

Relating to fees paid by town mutuals for certificates of authority and to notice of right to continue group insurance coverage (suggested as remedial legislation by the commissioner of insurance).

Passage:

Ayes, 4 -- Senators Frank, Berger, Van Sistine and Lorge;

Noes, 0 -- None.

**Senate Bill 151**

Relating to requiring the names of insurers on accident reports.

Adoption of senate amendment 1:

Ayes, 4 -- Senators Frank, Berger, Van Sistine and Lorge;

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Frank, Berger, Van Sistine and Lorge;

Noes, 0 -- None.

**Senate Bill 169**

Relating to interest rates on life insurance policy loans and granting rule-making authority.

Adoption of senate substitute amendment 1:

Ayes, 4 -- Senators Frank, Berger, Van Sistine and Lorge;

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Frank, Berger, Van Sistine and Lorge;

Noes, 0 -- None.

**Senate Bill 201**

Relating to maternity coverage for dependent children under group disability insurance policies.

Passage:

Ayes, 2 -- Senators Frank and Berger;

Noes, 2 -- Senators Van Sistine and Lorge.

Without recommendation:

KURT A. FRANK

Chair

PETITIONS AND COMMUNICATIONS

JOURNAL OF THE SENATE [May 26, 1981]

State of Wisconsin  
Department of State

May 18, 1981.

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.*

Chamberlain, Sharon R., P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; Citizens Utility Board, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; 3, 17, 26; 109, 140, 144, 149.

Collins, Kathryn Merriman, 44 E. Mifflin St., Ste. #204, Madison, WI 53703 (608) 257-1123; Wisconsin Society of Podiatric Medicine, Ste. #304, Mayfair Professional Bldg., 2500 N. Mayfair Rd., Wauwatosa, WI 53226 (414) 332-6138; 11; 125, 143, 150, 161.

Edgar, George Raymond, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; Citizens Utility Board, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; 3, 17, 26; 109, 140, 144, 149.

Francke, G. Stewart, 508 Michigan National Tower, Lansing, MI 48933 (517) 372-0270; General Motors Corp., 3044 W. Grand Blvd., Rm. #11-140, Detroit, MI 48202 (313) 556-2986; 3, 11, 13, 14, 15, 18, 21, 23; 109, 136-138, 144, 174, 176.

Greenley, Dianne, 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 520 University Ave., Madison, WI 53703 (608) 251-4008; 1-25; 101-185.

Mapp, Patricia, 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 520 University Ave., Madison, WI 53703 (608) 251-4008; 1-25; 101-185.

Merritt, David, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; Citizens Utility Board, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; 3, 17, 26; 109, 140, 144, 149.

Milbourne, Claire, Tree Ct., Kohler, WI 53044 (414) 458-0317; Common Cause in Wisconsin, 20 N. Carroll St. #27, Madison, WI

JOURNAL OF THE SENATE [May 26, 1981]

53703 (608) 256-2686; 3, 4, 8, 12, 13, 17, 18, 19, 20, 21, 24; 109, 119, 128, 138, 149, 150, 174, 176, 184.

Sharpless, Andrew, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; Citizens Utility Board, P.O. Box #8003, 101 W. Beltline Hwy., Madison, WI 53708 (608) 255-2971; 3, 17, 26; 109, 140, 144, 149.

Trubek, Louise G., 520 University Ave., Madison, WI 53703 (608) 251-4008; Center for Public Representation, Inc., 520 University Ave., Madison, WI 53703 (608) 251-4008; 1-25; 101-185.

State of Wisconsin  
Legislative Council

May 20, 1981

To the Honorable the Senate:

I am pleased to transmit to you the following report to the 1981 Legislature on legislation introduced by the Legislative Council:

RL 81-17-- Legislation Relating to the State Hearing Examiner System (SB 324)

RL 81-18 -- Legislation Relating to Insurance Laws Revision (SB 329)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, Room 147 North, State Capitol.

Cordially  
BONNIE REESE  
Executive Secretary

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SENATE CLEARINGHOUSE ORDERS

**Clearinghouse Rule 79-41**

A RULE to create Ch. HSS 309, relating to resources for inmates of correctional institutions.

Submitted by Department of Health and Social Services.

Report received from agency, May 21, 1981.

Referred to committee on Human Services, May 26, 1981.

**Clearinghouse Rule 81-11**

AN ORDER to repeal Ins 4.07; and to amend Ins 4.08, relating to exempting inland marine insurance from rate filing requirements.

JOURNAL OF THE SENATE [May 26, 1981]

Submitted by Office of the Commissioner of Insurance.

Report received from agency, May 22, 1981.

Referred to committee on Insurance and Utilities, May 26, 1981.

**Clearinghouse Rule 81-73**

AN ORDER to repeal and recreate Ins 6.72, relating to risk limitations.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, May 22, 1981.

Referred to committee on Insurance and Utilities, May 26, 1981.

**Clearinghouse Rule 81-87**

AN ORDER to repeal and recreate ch. NR 107, relating to aquatic nuisance control.

Submitted by Department of Natural Resources.

Report received from agency, May 22, 1981.

Referred to committee on Agriculture and Natural Resources, May 26, 1981.

The committee on Agriculture and Natural Resources reports and recommends:

**Clearinghouse Rule 81-20**

AN ORDER to renumber NR 11.26 (8) and 11.27 (14), (16) and (19); to amend NR 10.01 (3) (e) 1 a and b and (h) 2, 10.14 (2) and (7) and 10.27 (1) and (2); to repeal and recreate NR 10.01 (3) (e) 2 a, c and d; and to create NR 11.25 and 11.271 (intro.), relating to 1981 hunting and trapping regulations.

No action taken.

THOMAS W. HARNISCH  
Chair

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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 passed and asks concurrence in:

**Assembly Bill 232**

**Assembly Bill 270**

**Assembly Bill 296**

**Assembly Bill 306**

**Assembly Bill 406**

JOURNAL OF THE SENATE [May 26, 1981]

Concurred in:

**Senate Bill 44**  
**Senate Bill 129**  
**Senate Bill 408**

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MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 232**

Relating to school busses stopping at railroad crossings.

By Representative Quackenbush.

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

**Assembly Bill 270**

Relating to warning lights on emergency vehicles and providing a penalty.

By Representatives Vanderperren, Murray, Holschbach, Lewison, Conradt and Smith.

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

**Assembly Bill 296**

Relating to continuance of forfeiture proceedings under the uniform controlled substances act.

By Committee on Criminal Justice and Public Safety, by request of Attorney General Bronson C. La Follette.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 306**

Relating to elements of and defenses to criminal abandonment.

By Representatives Plous, Crawford, Prosser, Robertson and Becker, co-sponsored by Senator Moody.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 406**

Relating to an interstate corrections compact and making an appropriation.

By Representatives Schneider and D. Travis.

Read first time and referred to committee on Education and State Institutions.

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AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 151** by Senators Frank and Johnston.

Senate amendment 1 to **Senate Bill 374** by Senator Moody.

By request of Senator Flynn, with unanimous consent, the senate adjourned in honor of the birth of a baby girl, Christina Maria, to Senator and Mrs. Lorge.

Upon motion of Senator Flynn the senate adjourned until 10:00 A.M. Thursday, May 28.

10:07 A.M.

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CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Senate Bill 263**

1. Page 5, line 15: substitute "coincide" for "coinside".