

STATE OF WISCONSIN

Senate Journal

Eighty-Fifth Regular Session

WEDNESDAY, March 31, 1982.

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, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Absent -- Senators Engeleiter and Harsdorf -- 2.

Absent with leave -- None.

The senate stood for a moment of silent prayer.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 833

Relating to minimum required coverage under disability insurance policies for outpatient treatment of mental and nervous disorders, alcoholism and drug abuse.

By Senator Goyke.

To committee on Insurance and Utilities.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Resolution 23

Relating to observing the week of April 18 to 24, 1982, as Victims Rights Week.

Adoption:

Ayes, 5 -- Senators Risser, Bablitch, Flynn, Chilsen and Hanaway;

Noes, 0 -- None.

Senate Resolution 24

Relating to the 50th anniversary of the Wisconsin State Employees Union.

Adoption:

Ayes, 5 -- Senators Risser, Bablitch, Flynn, Chilsen and Hanaway;

Noes, 0 -- None.

FRED A. RISSER

Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Bill 765

Relating to competency to proceed in a criminal case and criminal responsibility.

Adoption of senate substitute amendment 1:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;

Noes, 0 -- None.

Concurrence:

Ayes, 4 -- Senators Adelman, Braun, George and Johnston;

Noes, 0 -- None.

LYNN S. ADELMAN

Chair

SENATE CLEARINGHOUSE ORDERS

The committee on Labor, Government, Veterans Affairs and Tourism reports and recommends:

Clearinghouse Rule 80-244

A RULE to repeal Adm 1.02 (1) (a) and (2) and 1.05 (2) and (3); to renumber and amend Adm 1.05 (1) (c) to (e) and 1.06; to amend Adm 1.04 and 1.05 (1) (intro.) and (a); to repeal and recreate Adm 1.01 and 1.05 (1) (b); and to create Adm 1.05 (1) (c) and (g) and 1.06 to 1.10, relating to parking on property for which the Department of Administration is the managing authority.

No action taken.

JEROME VAN SISTINE
Chair

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 560

Concurred in:

Assembly Bill 1092, senate amendment 1

Assembly Bill 322, senate amendment 1

Amended and concurred in as amended:

Senate Joint Resolution 42, assembly amendment 1

Senate Bill 581, assembly amendments 3 and 4 to assembly substitute amendment 1 and assembly substitute amendment 1

Nonconcurred in:

Assembly Bill 1005, senate amendment 1

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 560

Relating to expanding the scope of the credit card crimes law.

JOURNAL OF THE SENATE [March 31, 1982]

By Representative D. Travis.

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

CALENDAR OF MARCH 31

Senate Bill 554

Relating to handicapped parking in private parking lots and creating a penalty.

Read.

The question was: Concurrence of assembly amendment 2?
Concurred in.

Senate Bill 695

Relating to electric utility rates for certain purposes.

Read.

The question was: Concurrence of assembly substitute amendment 1?

Concurred in.

Assembly Bill 501

Relating to arrests by peace officers of suspected violators in cases of fresh pursuit.

Read.

The question was: Shall the senate adhere to its position on senate amendment 1 to assembly amendment 1 to senate substitute amendment 1?

Senator Braun moved that the senate recede from its position on senate amendment 1 to assembly amendment 1 to senate substitute amendment 1.

The question was: Shall the senate recede from its position on senate amendment 1 to assembly amendment 1 to senate substitute amendment 1?

The motion prevailed.

Senate Bill 35

Relating to state payment of public school tuition for children of parents employed at and residing on the grounds of a state park.

Read a second time.

Ordered to a third reading.

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

Senate Bill 35

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Noes -- None.

Absent or not voting -- Senators Engeleiter and Harsdorf -- 2.

So the bill passed.

Senate Bill 664

Relating to safety responsibility for motor vehicle accidents, uninsured and underinsured motorist insurance coverage and creating a penalty.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Kleczka, with unanimous consent, **Senate Bill 664** was referred to joint committee on Finance.

Senate Bill 737

Relating to allowing tax incremental financing to be used to provide interest subsidies to private parties who seek to rehabilitate buildings in a tax incremental district.

Read a second time.

Senate amendment 1 offered by Senators Hanaway and Van Sistine.

The question was: Adoption of senate amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 737

Read a third time and passed.

Senate Bill 743

Relating to making emergency telephone number systems optional instead of mandatory, agency review of administrative rules imposing requirements and limitations on municipalities, separate

JOURNAL OF THE SENATE [March 31, 1982]

property tax statements for school taxes and VTAE taxes, exemption from levy limits, increasing the limit on state participation in airport projects, obsolete language on counties, county powers, county finance, county boards, county social services, subpoenas, inquests and investigations concerning death, county procedures, duties of county clerks with respect to marriage licenses, various procedures in counties, cities, towns and villages, the procedure for filing of resignations of certain officers, to filling vacancies in the offices of coroner and register of deeds and providing a penalty.

Read a second time.

The question was: Adoption of senate amendment 1?

By request of Senator Kleczka, with unanimous consent, **Senate Bill 743** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 743** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

The question was: Adoption of senate amendment 1?

By request of Senator Moody, with unanimous consent, **Senate Bill 743** was placed after **Assembly Bill 1010**.

Assembly Bill 71

Relating to increasing the number of bingo occasions an organization may conduct, raising the limit on the amount which may be awarded as a prize in certain circumstances and miscellaneous other changes in laws regulating bingo games.

Read a second time.

Senate amendment 1 offered by Senator Kleczka.

The question was: Adoption of senate amendment 1?

Senator Offner moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 21; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Harnisch, Johnston, Krueger, Lasee, Lorge, Moody, Offner, Opitz and Theno -- 11.

Noes -- Senators Bablitch, Berger, Bidwell, Braun, Cullen, Engleleiter, Flynn, Frank, George, Goyke, Hanaway, Kleczka, Kreul,

JOURNAL OF THE SENATE [March 31, 1982]

Lorman, McCallum, Maurer, Risser, Roshell, Strohl, Thompson and Van Sistine -- 21.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Engeleiter, Flynn, Frank, George, Hanaway, Harsdorf, Kleczka, Lasee, Lorman, McCallum, Maurer, Risser, Strohl and Van Sistine -- 20.

Noes -- Senators Chilsen, Goyke, Harnisch, Johnston, Kreul, Krueger, Lorge, Moody, Offner, Opitz, Roshell, Theno and Thompson -- 13.

Absent or not voting -- None.

So the amendment was adopted.

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 71

Read a third time and concurred in as amended.

By request of Senators Engeleiter and Harsdorf the journal showed they would have voted "aye" for passage of **Senate Bill 35**.

Assembly Bill 241

Relating to note taking by jurors.

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 241

Read a third time and concurred in.

Assembly Bill 397

Relating to notifying municipal police departments and county sheriffs when releasing parolees.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

JOURNAL OF THE SENATE [March 31, 1982]

Adopted.

Ordered to a third reading.

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

Assembly Bill 397

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

Absent or not voting -- Senators Bablitch, Engleiter and Johnston -- 3.

So the bill was concurred in as amended.

Assembly Bill 613

Relating to the use of extraordinary remedies in legal actions and proceedings.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 613

Read a third time and concurred in.

Assembly Bill 615

Relating to employes' right to know regarding toxic substances and infectious agents, providing a penalty and making an appropriation.

Read a second time.

By request of Senator Lasee, with unanimous consent, the senate recessed until 10:47 A.M.

9:58 A.M.

RECESS

10:47 A.M.

The senate reconvened.

The question was: Adoption of senate amendment 1?

QUORUM CALL

Senator Flynn 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, George, Goyke, Hanaway, Harnisch, Harsdorf, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Maurer, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 28.

Absent -- Senators Frank, Johnston, Krueger, Moody and Offner -- 5.

Absent with leave -- None.

The question was: Adoption of senate amendment 1?

Senator Strohl moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, McCallum, Maurer, Moody, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, Offner, Opitz and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 2?

Senator Braun moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

JOURNAL OF THE SENATE [March 31, 1982]

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

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

Noes -- Senators Bidwell, Engleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 3?

Senator Strohl moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Kleczka, Maurer, Moody, Offner, Risser, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Bidwell, Chilsen, Engleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

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

So the motion prevailed.

The question was: Adoption of senate amendment 4?

Senator Strohl moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

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

Absent or not voting -- Senators Engleiter and Theno -- 2.

So the motion prevailed.

JOURNAL OF THE SENATE [March 31, 1982]

The question was: Adoption of senate amendment 5?

Senator Strohl moved rejection of senate amendment 5.

The question was: Rejection of senate amendment 5?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 14; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Kleczka, Maurer, Moody, Offner, Risser, Strohl, Thompson and Van Sistine -- 16.

Noes -- Senators Chilsen, Engeleiter, Goyke, Hanaway, Harsdorf, Kreul, Krueger, Lasec, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 14.

**Absent or not voting -- Senators Bidwell, Harnisch and Johnston -
- 3.**

So the motion prevailed.

The question was: Adoption of senate amendment 6?

Senator Strohl moved rejection of senate amendment 6.

The question was: Rejection of senate amendment 6?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

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

Noes -- Senators Engeleiter, Hanaway, Kreul, Lasec, Lorge, Lorman, McCallum, Opitz and Theno -- 9.

Absent or not voting -- Senators Bidwell and Johnston -- 2.

So the motion prevailed.

The question was: Adoption of senate amendment 7?

Senator Strohl moved rejection of senate amendment 7.

The question was: Rejection of senate amendment 7?

Senator Frank in the chair.

11:45 A.M.

The question was: Rejection of senate amendment 7?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

JOURNAL OF THE SENATE [March 31, 1982]

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Kreul, McCallum, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 21.

Noes -- Senators Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Krueger, Lasee, Lorge, Lorman, Opitz and Theno -- 11.

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

So the motion prevailed.

The question was: Adoption of senate amendment 8?

Senator Strohl moved rejection of senate amendment 8.

The question was: Rejection of senate amendment 8?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Moody, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Hanaway, Harsdorf, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Offner, Opitz and Theno -- 12.

Absent or not voting -- Senators Bidwell, Engeleiter and Johnston -- 3.

So the motion prevailed.

The president of the senate in the chair.

11:57 A.M.

By request of Senator Bablitch, with unanimous consent, **Assembly Joint Resolution 103** was considered at this time.

Assembly Joint Resolution 103

Relating to adopting a sessional joint rule concerning legislative redistricting.

Read.

Concurred in.

The chair appointed as conferees on its part Senators Bablitch, Berger, Thompson, Kleczka, George, Chilsen, Theno and Engeleiter.

The question was: Shall the conferees be confirmed?

Confirmed.

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

JOURNAL OF THE SENATE [March 31, 1982]

By request of Senator Kleczka, with unanimous consent, **Senate Bill 743** was referred to joint committee on Finance.

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

12:07 P.M.

RECESS

2:00 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, Flynn, Frank, George, Goyke, Harsdorf, Johnston, Kreul, Lasee, Lorge, Maurer, Opitz, Risser, Roshell, Strohl, Theno and Van Sistine -- 23.

Absent -- Senators Engleiter, Hanaway, Harnisch, Kleczka, Krueger, Lorman, McCallum, Moody, Offner and Thompson --]0.

Absent with leave -- None.

Assembly Bill 615

Relating to employes' right to know regarding toxic substances and infectious agents, providing a penalty and making an appropriation.

Read.

The question was: Adoption of senate amendment 9?

Senator Strohl moved rejection of senate amendment 9.

The question was: Rejection of senate amendment 9?

By request of Senator Opitz, with unanimous consent, senate amendment 9 was placed after senate amendment 10.

The question was: Adoption of senate amendment 10?

Senator Strohl moved rejection of senate amendment 10.

The question was: Rejection of senate amendment 10?

JOURNAL OF THE SENATE [March 31, 1982]

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Rejection of senate amendment 9?

The motion prevailed.

The question was: Adoption of senate amendment 11?

Senator Strohl moved rejection of senate amendment 11.

The question was: Rejection of senate amendment 11?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Krueger, McCallum, Maurer, Moody, Offner, Risser, Strohl, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Chilsen, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman and Opitz -- 9.

Absent or not voting -- Senators Bidwell, Engeleiter and Roshell -
- 3.

So the motion prevailed.

The question was: Adoption of senate amendment 12?

Senator Strohl moved rejection of senate amendment 12.

The question was: Rejection of senate amendment 12?

The ayes and noes were demanded 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, Hanaway, Harnisch, Kleczka, Krueger, McCallum, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 22.

Noes -- Senators Chilsen, Engeleiter, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, Opitz and Theno -- 10.

JOURNAL OF THE SENATE [March 31, 1982]

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

So the motion prevailed.

The question was: Adoption of senate amendment 13?

Senator Braun moved rejection of senate amendment 13.

The question was: Rejection of senate amendment 13?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- None.

So the motion prevailed.

By request of the President of the Senate, with unanimous consent, he introduced former Governor Patrick J. Lucey, who was seated in the gallery.

The question was: Adoption of senate amendment 14?

Senator Strohl moved rejection of senate amendment 14.

The question was: Rejection of senate amendment 14?

Senator Thompson moved that the rules be suspended and all remaining amendments to **Assembly Bill 615** be taken up enmasse.

The question was: Shall the rules be suspended and all remaining amendments to **Assembly Bill 615** be taken up enmasse?

The ayes and noes were required and the vote was: ayes, 4; noes, 27; absent or not voting, 2; as follows:

Ayes -- Senators Berger, Frank, George and Thompson -- 4.

Noes -- Senators Adelman, Bablitch, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorman, McCallum, Maurer, Offner, Opitz, Risser, Roshell, Strohl, Theno and Van Sistine -- 27.

Absent or not voting -- Senators Lorge and Moody -- 2.

Less than two-thirds having voted in the affirmative, the motion did not prevail.

JOURNAL OF THE SENATE [March 31, 1982]

The question was: Rejection of senate amendment 14?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; 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, Lorge, Lorman, Opitz and Theno -- 13.

Absent or not voting -- None.

So the motion prevailed.

By request of Senator Lorge, with unanimous consent, the journal showed that he would have voted "no" to suspend the rules and consider the remaining amendments enmasse.

The question was: Adoption of senate amendment 15?

Senator Braun moved rejection of senate amendment 15.

The question was: Rejection of senate amendment 15?

Senate amendment 18 offered by Senator Kreul.

Senate amendments 19, 20, 21, 22 and 23 offered by Senator Opitz.

Senate amendments 24 and 25 offered by Senator Harsdorf.

Senate amendment 26 offered by Senators Theno, Harsdorf and Opitz.

Senate amendments 27 and 28 offered by Senator Harsdorf.

By request of Senator Opitz, with unanimous consent, senate amendment 23 was considered at this time.

The question was: Adoption of senate amendment 23?

Senator Strohl moved rejection of senate amendment 23.

The question was: Rejection of senate amendment 23?

Senator Opitz asked unanimous consent that **Assembly Bill 615** be placed after **Assembly Bill 718**.

Senator Flynn objected.

The question was: Rejection of senate amendment 23?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 10; absent or not voting, 10; as follows:

JOURNAL OF THE SENATE [March 31, 1982]

Ayes -- Senators Adelman, Braun, Flynn, Frank, George, Goyke, Harnisch, Maurer, Moody, Offner, Risser, Strohl and Van Sistine -- 13.

Noes -- Senators Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum and Opitz -- 10.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Engeleiter, Kleczka, Roshell, Theno and Thompson -- 10.

So the motion prevailed.

The question was: Rejection of senate amendment 15?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 10; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Braun, Flynn, Frank, George, Goyke, Harnisch, Maurer, Moody, Offner, Risser, Strohl and Van Sistine -- 13.

Noes -- Senators Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum and Opitz -- 10.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Engeleiter, Kleczka, Roshell, Theno and Thompson -- 10.

So the motion prevailed.

The question was: Adoption of senate amendment 16?

Senator Strohl moved rejection of senate amendment 16.

The question was: Rejection of senate amendment 16?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 7; absent or not voting, 11; as follows:

Ayes -- Senators Adelman, Braun, Flynn, George, Goyke, Hanaway, Harnisch, Krueger, McCallum, Maurer, Moody, Offner, Risser, Strohl and Van Sistine -- 15.

Noes -- Senators Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman and Opitz -- 7.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Engeleiter, Frank, Kleczka, Roshell, Theno and Thompson -- 11.

So the motion prevailed.

The question was: Adoption of senate amendment 17?

JOURNAL OF THE SENATE [March 31, 1982]

By request of Senator Opitz, with unanimous consent, senate amendment 17 was returned to the author.

The question was: Adoption of senate amendment 18?

By request of Senator Kreul, with unanimous consent, senate amendment 18 was returned to the author.

The question was: Adoption of senate amendment 19?

Senator Strohl moved rejection of senate amendment 19.

The question was: Rejection of senate amendment 19?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 11; absent or not voting, 8; as follows:

Ayes -- Senators Adelman, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Maurer, Moody, Offner, Risser, Strohl and Van Sistine -- 14.

Noes -- Senators Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Roshell -- 11.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Engeleiter, Kleczka, Theno and Thompson -- 8.

So the motion prevailed.

The question was: Adoption of senate amendment 20?

By request of Senator Opitz, with unanimous consent, senate amendment 20 was laid on the table.

The question was: Adoption of senate amendment 21?

Senator Braun moved rejection of senate amendment 21.

The question was: Rejection of senate amendment 21?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 10; absent or not voting, 9; as follows:

Ayes -- Senators Adelman, Braun, Cullen, Flynn, Frank, George, Goyke, Maurer, Moody, Offner, Risser, Roshell, Strohl and Van Sistine -- 14.

Noes -- Senators Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum and Opitz -- 10.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Engeleiter, Harnisch, Kleczka, Theno and Thompson -- 9.

So the motion prevailed.

The question was: Adoption of senate amendment 22?

JOURNAL OF THE SENATE [March 31, 1982]

Senator Braun moved rejection of senate amendment 22.

The question was: Rejection of senate amendment 22?

The motion prevailed.

The question was: Adoption of senate amendment 24?

Senator Strohl moved rejection of senate amendment 24.

The question was: Rejection of senate amendment 24?

By request of Senator Harsdorf, with unanimous consent, senate amendments 24, 25, 26, 27 and 28 to **Assembly Bill 615** were taken up enmasse.

Senator Strohl moved rejection of senate amendments 24, 25, 26, 27 and 28.

The question was: Rejection of senate amendments 24, 25, 26, 27 and 28?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 10; absent or not voting, 9; as follows:

Ayes -- Senators Adelman, Braun, Cullen, Flynn, Frank, George, Goyke, Harnisch, Maurer, Offner, Risser, Roshell, Strohl and Van Sistine -- 14.

Noes -- Senators Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum and Opitz -- 10.

Absent or not voting -- Senators Bablitch, Berger, Bidwell, Chilsen, Engleiter, Kleczka, Moody, Theno and Thompson -- 9.

So the motion prevailed.

Senator Harsdorf moved that **Assembly Bill 615** be referred to committee on Labor, Government, Veterans Affairs and Tourism.

The question was: Shall **Assembly Bill 615** be referred to committee on Labor, Government, Veterans Affairs and Tourism?

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

Ayes -- Senators Bidwell, Chilsen, Engleiter, Hanaway, Harsdorf, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 12.

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

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

So the motion did not prevail.

Ordered to a third reading.

Senator Flynn asked unanimous consent that the rules be suspended and the bill be considered for final action at this time.

Senator Opitz objected.

Senator Flynn moved the rules be suspended and the bill be considered for final action at this time.

Senator Flynn moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

The question was: Shall the rules be suspended and the bill be considered for final action at this time?

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

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

Noes -- Senators Bidwell, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- None.

Less than two-thirds having voted in the affirmative, the motion did not prevail.

The question on which the call of the senate was put having been decided the call was raised.

JOURNAL OF THE SENATE [March 31, 1982]

Assembly Bill 653

Relating to eye enucleation by people who complete courses at any accredited medical school.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 653

Read a third time and concurred in.

Assembly Bill 677

Relating to attorney fees in small claims actions.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 677

Read a third time and concurred in.

Assembly Bill 718

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 offered by Senators Strohl, Cullen, Berger, Hanaway and Opitz.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Senator Goyke moved rejection of senate amendment 1 to senate substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 10; absent or not voting, 6; as follows:

Ayes -- Senators Bidwell, Braun, Frank, George, Goyke, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Roshell and Van Sistine -- 17.

Noes -- Senators Adelman, Cullen, Engeleiter, Flynn, Hanaway, Harnisch, Harsdorf, Opitz, Risser and Strohl -- 10.

Absent or not voting -- Senators Bablitch, Berger, Chilsen, Kleczka, Theno and Thompson -- 6.

JOURNAL OF THE SENATE [March 31, 1982]

So the motion prevailed.

Senate amendment 2 to senate substitute amendment 1 offered by Senators Engeleiter, Lorman and Harsdorf.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

Senator Goyke moved rejection of senate amendment 2 to senate substitute amendment 1.

The question was: Rejection of senate amendment 2 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 9; absent or not voting, 8; as follows:

Ayes -- Senators Bidwell, Braun, Cullen, Flynn, Frank, George, Goyke, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Roshell, Strohl and Van Sistine -- 16.

Noes -- Senators Adelman, Engeleiter, Hanaway, Harsdorf, Johnston, Lorman, Moody, Offner and Risser -- 9.

Absent or not voting -- Senators Bablitch, Berger, Chilsen, Harnisch, Kleczka, Opitz, Theno and Thompson -- 8.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Moody, with unanimous consent, **Assembly Bill 718** was placed after **Assembly Bill 824**.

Assembly Bill 745

Relating to retail theft.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

Ordered to a third reading.

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

Assembly Bill 745

Read a third time and concurred in as amended.

LEAVE OF ABSENCE

By request of Senator Braun, with unanimous consent, he was granted a leave of absence at 5:00 P.M. for the balance of today's session.

Assembly Bill 786

Relating to the authority of municipalities to establish public inland lake protection and rehabilitation districts.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 786

Read a third time and concurred in.

Assembly Bill 824

Relating to permitting the state and Indian tribes to enter into extradition agreements.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 824

Read a third time and concurred in.

Assembly Bill 718

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

Read a second time.

By request of Senator Flynn, with unanimous consent, **Assembly Bill 718** was placed after **Assembly Bill 1010**.

Assembly Bill 825

Relating to extending full faith and credit to the acts and court documents of Indian tribes.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 825

Read a third time and concurred in.

Assembly Bill 836

Relating to log liens.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 836

Read a third time and concurred in.

Assembly Bill 968

Relating to extending the sunset provision on the employer's power to elect to provide for early retirement for teachers under the state teachers retirement system.

Read a second time.

By request of Senator Offner, with unanimous consent, **Assembly Bill 968** was placed after **Assembly Bill 973**.

Assembly Bill 973

Relating to summary and administrative terminations of life estates.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 973

Read a third time and concurred in.

Assembly Bill 968

Relating to extending the sunset provision on the employer's power to elect to provide for early retirement for teachers under the state teachers retirement system.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 968

Read a third time and concurred in.

Assembly Bill 983

Relating to requiring state agencies to include appeal information with copies of decisions served on parties to administrative proceedings.

Read a second time.

Ordered to a third reading.

JOURNAL OF THE SENATE [March 31, 1982]

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

Assembly Bill 983

Read a third time and concurred in.

Assembly Bill 984

Relating to jurisdiction for naturalization proceedings.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 984

Read a third time and concurred in.

Assembly Bill 1010

Relating to administrative termination of joint tenancies in the vendor's rights in land contracts.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1010

Read a third time and concurred in.

Assembly Bill 718

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

Read a second time.

Senate amendment 3 to senate substitute amendment 1 offered by Senators Moody, Offner, Engeleiter, Hanaway and Adelman.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1?

Senator Goyke moved rejection of senate amendment 3 to senate substitute amendment 1.

The question was: Rejection of senate amendment 3 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 9; absent or not voting, 6; as follows:

Ayes -- Senators Bablitch, Bidwell, Braun, Cullen, Flynn, Frank, George, Goyke, Harsdorf, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Roshell, Strohl and Van Sistine -- 18.

JOURNAL OF THE SENATE [March 31, 1982]

Noes -- Senators Adelman, Engeleiter, Hanaway, Johnston, Lorman, Moody, Offner, Opitz and Risser -- 9.

Absent or not voting -- Senators Berger, Chilsen, Harnisch, Kleczka, Theno and Thompson -- 6.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?
Adopted.

Ordered to a third reading.

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

Assembly Bill 718

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 3; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Risser, Roshell, Theno, Thompson and Van Sistine -- 28.

Noes -- Senators Engeleiter, Opitz and Strohl -- 3.

Absent or not voting -- Senators Harnisch and Kleczka -- 2.

So the bill was concurred in as amended.

In accordance with Senate Rule 23, the following members of the Committee of Conference established by **Assembly Joint Resolution 103** were absent from the afternoon session: Senators Bablitch, Berger, Thompson, Kleczka, George, Chilsen, Theno and Engeleiter.

Assembly Bill 205

Relating to establishing pupil minimum competency examinations in public schools.

Read a third time.

The question was: Concurrence of **Assembly Bill 205**?

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Braun, Chilsen, Cullen, Flynn, Frank, Hanaway, Johnston, Kleczka, Kreul, Lorman, McCallum, Maurer, Moody, Offner, Roshell, Strohl, Theno and Thompson -- 20.

JOURNAL OF THE SENATE [March 31, 1982]

Noes -- Senators Berger, Bidwell, Engeleiter, George, Goyke, Harsdorf, Krueger, Lasee, Lorge, Risser and Van Sistine -- 11.

Absent or not voting -- Senators Harnisch and Opitz -- 2.

So the bill was concurred in as amended.

Senator Goyke raised the point of order that the motion was not proper at this time.

The chair ruled the point of order well taken.

Senator Offner moved reconsideration of the vote by which **Assembly Bill 205** was concurred in.

Senator Goyke moved that the motion to reconsider the vote by which **Assembly Bill 205** was concurred in be laid on the table.

The question was: Shall the motion to reconsider the vote by which **Assembly Bill 205** was concurred in be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 23; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Bidwell, Engeleiter, George, Goyke, Harsdorf, Lorge, Opitz and Van Sistine -- 9.

Noes -- Senators Adelman, Bablitch, Braun, Chilsen, Cullen, Flynn, Frank, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorman, McCallum, Maurer, Moody, Offner, Risser, Roshell, Strohl, Theno and Thompson -- 23.

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

So the motion did not prevail.

The question was: Reconsideration of the vote by which **Assembly Bill 205** was concurred in?

Senator Goyke moved the rules be suspended and **Assembly Bill 205** be ordered immediately messaged.

By request of Senator Goyke, with unanimous consent, he withdrew his motion to suspend the rules and immediately message **Assembly Bill 205**.

The question was: Reconsideration of the vote by which **Assembly Bill 205** was concurred in?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 23; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Bidwell, George, Goyke, Harsdorf, Krueger, Lorge, Lorman and Risser -- 9.

Noes -- Senators Adelman, Bablitch, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, Hanaway, Johnston, Kleczka, Kreul, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Roshell, Strohl, Theno, Thompson and Van Sistine -- 23.

JOURNAL OF THE SENATE [March 31, 1982]

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

So the motion did not prevail.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and the Addendum to the Calendar of March 31 was taken up and considered at this time.

Senate Bill 628

Relating to mandatory health care liability risk sharing plans, creating a patients compensation panels fund and making an appropriation.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Frank.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 1 to senate substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 19; absent or not voting, 5; as follows:

Ayes -- Senators Berger, Braun, Cullen, Flynn, George, Kleczka, Lorge, Risser and Strohl -- 9.

Noes -- Senators Adelman, Bablitch, Bidwell, Frank, Goyke, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Roshell and Van Sistine -- 19.

Absent or not voting -- Senators Chilsen, Engleiter, Harnisch, Theno and Thompson -- 5.

So the motion did not prevail.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Adopted.

Senate amendment 2 to senate substitute amendment 1 offered by Senator Adelman.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

JOURNAL OF THE SENATE [March 31, 1982]

Senator Kleczka moved rejection of senate amendment 2 to senate substitute amendment 1 to **Senate Bill 628**.

The question was: Rejection of senate amendment 2 to senate substitute amendment 1?

The motion prevailed.

Senate amendment 3 to senate substitute amendment 1 offered by Senator Adelman.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1?

Senator Kleczka moved rejection of senate amendment 3 to senate substitute amendment 1.

The question was: Rejection of senate amendment 3 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Cullen, Flynn, George, Goyke, Hanaway, Harsdorf, Johnston, Kleczka, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Opitz, Risser, Roshell, Strohl and Thompson -- 22.

Noes -- Senators Adelman, Bablitch, Frank, Harnisch, Kreul, Moody, Offner and Van Sistine -- 8.

Absent or not voting -- Senators Braun, Engleiter and Theno -- 3.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?
Adopted.

Ordered to a third reading.

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

Senate Bill 628

Read a third time and passed.

Assembly Bill 269

Relating to a sales and use tax exemption for the transfer of a motor vehicle from individual ownership to ownership by a corporation solely owned by the individual.

Read a second time.

Ordered to a third reading.

JOURNAL OF THE SENATE [March 31, 1982]

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

Assembly Bill 269

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 0; absent or not voting, 7; as follows:

Ayes -- Senators Adelman, Bidwell, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Offner, Opitz, Risser, Roshell, Strohl, Thompson and Van Sistine -- 26.

Noes -- None.

Absent or not voting -- Senators Bablitch, Berger, Braun, Chilsen, Engeleiter, Moody and Theno -- 7.

So the bill was concurred in.

Assembly Bill 574

Relating to restitution to merchant at retail value.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 574

Read a third time and concurred in.

Assembly Bill 583

Relating to compulsory motor vehicle insurance, granting rule-making authority and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 583

Read a third time.

The ayes and noes were required and the vote was: ayes, 25; noes, 1; absent or not voting, 7; as follows:

Ayes -- Senators Adelman, Bidwell, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Offner, Opitz, Risser, Roshell, Strohl, Thompson and Van Sistine -- 25.

Noes -- Senator Lorman -- 1.

Absent or not voting -- Senators Bablitch, Berger, Braun, Chilsen, Engeleiter, Moody and Theno -- 7.

JOURNAL OF THE SENATE [March 31, 1982]

So the bill was concurred in.

Assembly Bill 684

Relating to jurisdiction over outlying waters.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 684

Read a third time and concurred in.

Assembly Bill 750

Relating to the licensing of barbers and cosmetologists.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senator Van Sistine moved rejection of senate substitute amendment 1.

The question was: Rejection of senate substitute amendment 1?

The motion did not prevail.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Kleczka.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

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 750

Read a third time and concurred in as amended.

Assembly Bill 803

Relating to information placed on the label of prescription drugs.

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 803

Read a third time and concurred in.

Assembly Bill 893

Relating to publication of laws through distribution of slip laws rather than newspaper publication.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 893

Read a third time and concurred in.

Assembly Bill 942

Relating to abolishing certain councils, commissions and boards.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 942

Read a third time and concurred in.

Assembly Bill 976

Relating to printing and distribution of certain elections forms, supplies, bulletins and information and publication of certain elections notices by the elections board and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1 ?

Senator Hanaway raised the point of order that senate amendment 1 was not germane.

The chair took the point of order under advisement.

Assembly Bill 1016

Relating to protective placement and guardianship.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1016

Read a third time and concurred in.

Assembly Bill 1082

Relating to revising a disability benefit program for state and certain municipal protective occupation employes, granting rule-making authority and making an appropriation.

Read a second time.

Ordered to a third reading.

JOURNAL OF THE SENATE [March 31, 1982]

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

Assembly Bill 1082

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 0; absent or not voting, 6; as follows:

Ayes -- Senators Adelman, Berger, Bidwell, Cullen, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Offner, Opitz, Risser, Roshell, Strohl, Thompson and Van Sistine -- 27.

Noes -- None.

Absent or not voting -- Senators Bablitch, Braun, Chilsen, Engeleiter, Moody and Theno -- 6.

So the bill was concurred in.

RULING OF THE CHAIR

Assembly Bill 976

Relating to printing and distribution of certain elections forms, supplies, bulletins and information and publication of certain elections notices by the elections board and making an appropriation.

Read a second time.

The chair ruled that senate amendment 1 was germane and therefore the point of order raised by the senator from the 2nd, Senator Hanaway, was not well taken.

The question was: Adoption of senate amendment 1?

Adopted.

Ordered to a third reading.

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

Assembly Bill 976

Read a third time and concurred in as amended.

By request of Senator Lasee, with unanimous consent, the journal showed that he was added as a co-author of **Assembly Bill 684**.

By request of Senator Flynn, with unanimous consent, the Senate returned to the fourth and eighth orders of business.

COMMITTEE REPORTS

The committee on Agriculture and Natural Resources reports and recommends:

Assembly Bill 292

Relating to mound private sewage systems.

Concurrence:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Assembly Bill 1139

Relating to allocation of grants under the point source pollution abatement program.

Concurrence:

Ayes, 5 -- Senators Harnisch, Strohl, Thompson, Krueger and Opitz;

Noes, 0 -- None.

Assembly Bill 936

Relating to solid and hazardous waste management, imposing and revising fees, granting rule-making authority, creating a waste facility siting board, providing for a study and making appropriations.

Concurrence:

Ayes, 3 -- Senators Harnisch, Strohl and Opitz;

Noes, 1 -- Senator Krueger.

THOMAS W. HARNISCH
Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Bill 560

Relating to expanding the scope of the credit card crimes law.

Concurrence:

Ayes, 3 -- Senators Adelman, Braun and Johnston;

Noes, 1 -- Senator George.

LYNN S. ADELMAN
Chair

JOURNAL OF THE SENATE [March 31, 1982]

The committee on Aging, Business and Financial Institutions and Transportation reports and recommends:

Assembly Bill 600

Relating to requiring the use of child restraint systems in motor vehicles, granting rule-making authority and providing a penalty.

Introduction and adoption of senate substitute amendment 1:

Ayes, 7 -- Senators Roshell, Moody, Maurer, Goyke, Bidwell, Cullen and Engeleiter;

Noes, 0 -- None.

Concurrence:

Ayes, 7 -- Senators Roshell, Moody, Maurer, Goyke, Bidwell, Cullen and Engeleiter;

Noes, 0 -- None.

TIM CULLEN
Chair

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 729
Assembly Bill 889
Assembly Bill 1007
Assembly Bill 1134

Adopted and asks concurrence in:

Assembly Joint Resolution 101

Concurred in:

Assembly Bill 169, senate amendments 1 and 2
Senate Bill 3
Senate Bill 14
Senate Bill 18
Senate Bill 40
Senate Bill 219
Senate Bill 234
Senate Bill 313
Senate Bill 323
Senate Bill 331
Senate Bill 466
Senate Bill 504

JOURNAL OF THE SENATE [March 31, 1982]

Senate Bill 561
Senate Bill 570
Senate Bill 579
Senate Bill 572
Senate Bill 577
Senate Bill 588
Senate Bill 624
Senate Bill 630
Senate Bill 716
Senate Bill 732
Senate Bill 790
Senate Joint Resolution 58

Amended and concurred in as amended:

Senate Bill 314, assembly amendment 1
Senate Bill 381, assembly amendment 1
Senate Bill 621, assembly amendment 1

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 729

Relating to personalized registration plates for motorcycles.

By Representatives Gerlach, Panzer, Young, Wood, Harer, Behnke, Prosser, Fischer and Neubauer, co-sponsored by Senators Van Sistine and Lorge.

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

Assembly Bill 889

Relating to the snowmobile aids program and revising appropriations.

By Representatives Kincaid, Smith, Donoghue, Robinson, Ladwig, Porter, Schmidt and Bradley, co-sponsored by Senators Cullen and Krueger.

Read first time and referred to committee on Agriculture and Natural Resources.

Assembly Bill 1007

Relating to revisions of the laws governing the Wisconsin retirement system and granting rule-making authority.

By Representative Andrea, by request of Joint Survey Committee on Retirement Systems.

Read first time and referred to committee on Labor, Government, Veterans Affairs and Tourism.

Assembly Bill 1134

Relating to the disposal of dredge spoils in and near the Mississippi, St. Croix and Black rivers by the U.S. corps of engineers.

By Representatives Shoemaker, Harer, Lewison, Roberts, Medinger and Looby, co-sponsored by Senators Roshell, Bidwell, Harsdorf and Offner, by request of Minnesota - Wisconsin Boundary Area Commission Legislative Advisory Committee.

Read first time and referred to committee on Agriculture and Natural Resources.

Assembly Joint Resolution 101

Relating to observing the week of April 18 to 24, 1982, as Victims Rights Week.

By Representative Ulichny, co-sponsored by Senator Flynn.

Read and referred to committee on Senate Organization.

By request of Senator Harnisch, with unanimous consent, **Assembly Bills 889** and **1134** were withdrawn from the committee on Agriculture and Natural Resources and referred to committee on Senate Organization.

By request of Senator Cullen, with unanimous consent, **Assembly Bill 729** was withdrawn from committee on Aging, Business and Financial Institutions and Transportation and referred to committee on Senate Organization.

By request of Senator Van Sistine, with unanimous consent, **Assembly Bill 1007** was withdrawn from committee on Labor, Government, Veterans Affairs and Tourism and referred to committee on Senate Organization.

MOTIONS

Senator Hanaway asked unanimous consent that **Senate Joint Resolution 53** be withdrawn from special committee on Reapportionment.

Senator Flynn objected.

Senator Hanaway moved that **Senate Joint Resolution 53** be withdrawn from special committee on Reapportionment.

The question was: Shall **Senate Joint Resolution 53** be withdrawn from special committee on Reapportionment?

JOURNAL OF THE SENATE [March 31, 1982]

Senator Flynn moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

Senators Adelman, Bablitch, Berger, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Offner, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 30.

Absent -- None.

Absent with leave -- Senators Bidwell, Braun and Moody -- 3.

Senator Flynn asked unanimous consent that Senator Moody be granted a leave of absence for the balance of today's session.

Senator Chilsen objected.

Senator Flynn moved that Senator Moody be granted a leave of absence for the balance of today's session.

The question was: Shall Senator Moody be granted a leave of absence for the balance of today's session?

The motion prevailed.

Senator Flynn asked unanimous consent that the call be raised.

Senator Chilsen objected.

By request of Senator Flynn, with unanimous consent, the call was raised.

The question was: Shall **Senate Joint Resolution 53** be withdrawn from special committee on Reapportionment?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Berger, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

JOURNAL OF THE SENATE [March 31, 1982]

Absent or not voting -- Senators Braun and Moody -- 2.

So the motion did not prevail.

Senator Hanaway asked unanimous consent that **Assembly Bill 370** be withdrawn from committee on Senate Organization.

Senator Bablitch objected.

Senator Hanaway moved that **Assembly Bill 370** be withdrawn from committee on Senate Organization.

The question was: Shall **Assembly Bill 370** be withdrawn from committee on Senate Organization?

Senator Bablitch moved that the motion to withdraw **Assembly Bill 370** from committee on Senate Organization be laid on the table.

The question was: Shall the motion to withdraw **Assembly Bill 370** from committee on Senate Organization be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- Senators Braun, Krueger and Moody -- 3.

So the motion prevailed.

Senator Hanaway asked unanimous consent that **Senate Bill 424** be withdrawn from joint committee on Finance and referred to committee on Senate Organization.

Senator Bablitch objected.

Senator Hanaway moved that **Senate Bill 424** be withdrawn from joint committee on Finance and referred to committee on Senate Organization.

Senator Bablitch moved that the motion to withdraw **Senate Bill 424** from joint committee on Finance and referred to committee on Senate Organization be laid on the table.

The question was: Shall the motion to withdraw **Senate Bill 424** from joint committee on Finance and refer to committee on Senate Organization be laid on the table?

JOURNAL OF THE SENATE [March 31, 1982]

The ayes and noes were demanded and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 17.

Noes -- Senators Bidwell, Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- Senators Braun, Krueger and Moody -- 3.

So the motion prevailed.

Senator Kleczka asked unanimous consent that **Senate Bill 140** be withdrawn from the calendar of April 1 and referred to committee on Senate Organization.

Senator Theno objected.

Senator Kleczka asked unanimous consent that **Senate Bill 462** be withdrawn from the calendar of April 1 and referred to committee on Senate Organization.

Senator Opitz objected.

Senator Harsdorf asked unanimous consent that **Senate Bill 806** be withdrawn from committee on Agriculture and Natural Resources and taken up at this time.

Senator Bablitch objected.

Senator Harsdorf moved that **Senate Bill 806** be withdrawn from committee on Agriculture and Natural Resources and taken up at this time.

The question was: Shall **Senate Bill 806** be withdrawn from committee on Agriculture and Natural Resources and taken up at this time?

Senator Bablitch moved that the motion to withdraw **Senate Bill 806** from committee on Agriculture and Natural Resources and taken up at this time be laid on the table.

Senator Goyke raised the point of order that the motion to suspend the rules is not subject to motion to table.

The chair took the point of order under advisement.

Senator Hanaway asked unanimous consent that **Senate Bill 376** be withdrawn from joint committee on Finance.

Senator Bablitch objected.

JOURNAL OF THE SENATE [March 31, 1982]

Senator Hanaway moved that **Senate Bill 376** be withdrawn from joint committee on Finance.

The question was: Shall **Senate Bill 376** be withdrawn from joint committee on Finance?

Senator Bablitch moved that the motion to withdraw **Senate Bill 376** from joint committee on Finance be laid on the table.

The question was: Shall the motion to withdraw **Senate Bill 376** from joint committee on Finance be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 12; absent or not voting, 5; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Maurer, Offner, Risser, Strohl, Thompson and Van Sistine -- 16.

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

Absent or not voting -- Senators Bidwell, Braun, Krueger, Moody and Roshell -- 5.

So the motion prevailed.

Senator Bablitch asked unanimous consent that **Assembly Bills 1024, 1023 and 887** be withdrawn from the calendar of April 1 and referred to committee on Senate Organization.

Senator Kreul objected.

Senator Bablitch moved that **Assembly Bill 887** be withdrawn from the calendar of April 1 and referred to committee on Senate Organization.

Senator Chilsen moved that the motion to withdraw **Assembly Bill 887** from the calendar of April 1 and refer to committee on Senate Organization be laid on the table.

The question was: Shall the motion to withdraw **Assembly Bill 887** from the calendar of April 1 and refer to committee on Senate Organization be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 18; absent or not voting, 5; as follows:

Ayes -- Senators Chilsen, Engeleiter, Hanaway, Harsdorf, Johnston, Lasee, Lorge, Lorman, Opitz and Theno -- 10.

JOURNAL OF THE SENATE [March 31, 1982]

Noes -- Senators Adelman, Bablitch, Berger, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Kreul, McCallum, Maurer, Offner, Risser, Strohl, Thompson and Van Sistine -- 18.

Absent or not voting -- Senators Bidwell, Braun, Krueger, Moody and Roshell -- 5.

So the motion did not prevail.

Senator McCallum moved that the senate stand adjourned.

The question was: Shall the senate stand adjourned?

The ayes and noes were demanded and the vote was: ayes, 1; noes, 27; absent or not voting, 5; as follows:

Ayes -- Senator Berger -- 1.

Noes -- Senators Adelman, Bablitch, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Maurer, Offner, Opitz, Risser, Strohl, Theno, Thompson and Van Sistine -- 27.

Absent or not voting -- Senators Bidwell, Braun, Krueger, Moody and Roshell -- 5.

So the motion did not prevail.

The question was: Shall **Senate Bill 887** be withdrawn from the calendar of April 1 and referred to committee on Senate Organization?

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

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 743** by Senators Moody and Maurer.

Senate amendment 3 to **Senate Bill 743** by Senator Moody.

Senate amendments 4 and 5 to **Senate Bill 743** by Senator Berger.

Senate amendment 6 to **Senate Bill 743** by Senator Chilsen.

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 771** by Senator Krueger.

By request of Senator Chilsen, with unanimous consent, the senate adjourned in honor of Jerry Meyer who is retiring after 27 years of dedicated service to the State of Wisconsin.

JOURNAL OF THE SENATE [March 31, 1982]

**Upon motion of Senator Bablitch the senate adjourned until 9:00
A.M. Thursday, April 1.**

6:32 P.M.