

JOURNAL OF THE SENATE [June 14, 1982]

STATE OF WISCONSIN

# Senate Journal

Eighty-Fifth Regular Session

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MONDAY, June 14, 1982.

10:00 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 Bablitch, Berger, Bidwell, Chilsen, Cullen, Engeleiter, Flynn, George, Goyke, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lorge, Lorman, Maurer, Moody, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 25.

Absent -- Senators Adelman, Braun, Frank, Harnisch, Lasec, McCallum, Offner, and Opitz -- 8.

Absent with leave -- None.

The senate stood for a moment of silent prayer.

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

By request of Senator Maurer, with unanimous consent, the senate recessed until 11:17 A.M.

10:10 A.M.

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RECESS

11:17 A.M.

The senate reconvened.

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### QUORUM CALL

Senator Cullen 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 Bablitch, Berger, Bidwell, Chilsen, Cullen, Engeleiter, Flynn, George, Goyke, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lorge, Lorman, Maurer, Moody, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 25.

Absent -- Senators Adelman, Braun, Frank, Harnisch, Lasee, McCallum, Offner and Opitz -- 8.

Absent with leave -- None.

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### PETITIONS AND COMMUNICATIONS

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### RULING OF THE CHAIR

Thursday, June 10, the Senator from the 15th, Senator Cullen, raised the point of order that the Senator from the 31st, Senator Harnisch, is recorded as having voted while the Senate was under call, but was not currently in his seat. The chair took the point of order under advisement.

At the time the point of order was raised the president took note that the Senator from the 31st, Senator Harnisch, was not present. In order for the Senate to transact business under call, all members must be present. All business in reference to the question on which the call was placed should have ceased at the time it was noted that not all members were present. The chair, immediately following the time the point of order was taken under advisement, noticed that the Senator from the 31st returned to the chambers. It is the opinion of the chair that the point of order is well taken. However, since the Senator of the 31st had returned the vote is considered valid.

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, Cullen, Flynn, Frank, George, Goyke, Harnisch, Kleczka, Lorge, Maurer, Moody, Offner, Risser, Roshell, Strohl, Thompson and Van Sistine -- 20.

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

Absent or not voting -- None.

Less than two-thirds having voted in the affirmative, the senate refused to pass the vetoed bill notwithstanding the objections of the Governor.

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### RULING OF THE CHAIR

On Saturday, June 12, the Senator from the 29th, Senator Chilsen, raised the point of order that the time limit for the president to rule on a point of order raised by the Senator from the 15th, Senator Cullen, on Thursday, June 10, had expired. The chair took Senator Chilsen's point of order under advisement.

The chair reviewed the Journal of the Senate from the time the original point of order was raised and would like to draw the attention of the body to the fact that the chair has not had an opportunity to present his decision until this morning, because the senate has by unanimous consent recessed or adjourned or not had a quorum present to transact business. Since the chair has ruled, it is the opinion of the chair that the point of order raised by the Senator from the 29th, Senator Chilsen is moot.

By request of Senator Cullen, with unanimous consent, the senate recessed until 1:30 P.M.

11:43 A.M.

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### RECESS

1:30 P.M.

The senate reconvened.

### 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:

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Ayes -- Senators Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harsdorf, Kreul, Krueger, Lorge, Lorman, Maurer, Moody, Opitz, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 25.

Absent -- Senators Adelman, Bablitch, Harnisch, Johnston, Kleczka, Lasee, McCallum and Offner -- 8.

Absent with leave -- None.

By request of Senator Maurer, with unanimous consent, the senate recessed until 1:45 P.M.

1:33 P.M.

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RECESS

1:45 P.M.

The senate reconvened.

Upon motion of Senator Cullen the senate adjourned pursuant to **Senate Joint Resolution 1**.

1:46 P.M.

The chief clerk makes the following entry.

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SENATE CLEARINGHOUSE ORDERS

**Clearinghouse Rule 82-93**

AN ORDER to repeal Ins 6.17 (3) (c); to renumber Ins 6.17 (3) (d) and (e); and to amend Ins 6.17 (4), (6) and Appendix 1, relating to regulation of surplus lines insurance.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, June 11, 1982.

Referred to committee on Insurance and Utilities, June 14, 1982.