

JOURNAL OF THE ASSEMBLY [November 23, 1977]

STATE OF WISCONSIN

# Assembly Journal

**Eighty-Third Regular Session**

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WEDNESDAY, November 23, 1977.

The chief clerk makes the following entries under the above date:

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## AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 638** offered by committee on Criminal Justice and Public Safety.

Assembly substitute amendment 2 to **Assembly Bill 901** offered by Representative Murray.

Assembly substitute amendment 1 to **Assembly Bill 1004** offered by Representative Rooney.

Assembly substitute amendment 1 to **Senate Bill 393** offered by committee on Criminal Justice and Public Safety.

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## INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

### **Assembly Joint Resolution 78**

Directing the legislative council to study the child welfare provisions of chapters 46, 48 and 49 of the statutes.

By Representatives Shabaz, Klicka, Merkt, Lewis and Hauke.

To committee on Health and Social Services.

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## INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 1076**

Relating to the transfer of easements and fee interests acquired by condemners.

By Legislative Council.

To committee on Judiciary.

**Assembly Bill 1077**

Relating to requiring the department of agriculture, trade and consumer protection to prepare an agricultural impact statement on certain actual or proposed public projects, changing certain aspects of recovery of costs in certain condemnation actions and making other changes in the law on eminent domain.

By Legislative Council.

To committee on Judiciary.

**Assembly Bill 1078**

Relating to the appointment of guardians ad litem for minors or incompetents having an interest in an estate containing total assets of \$1,000 or less.

By Representatives Shabaz, Klicka and Merkt, co-sponsored by Senator Berger.

To committee on Judiciary.

**Assembly Bill 1079**

Relating to tax status of property rented by tax-exempt organizations.

By Representatives Rutkowski, Schneider and Leopold, co-sponsored by Senator Risser.

To Joint Survey Committee on Tax Exemptions.

COMMUNICATIONS

October 6, 1977

Ed Jackamonis, Speaker  
Michael Elconin, Chairman  
Criminal Justice and Public Safety

Dear Gentlemen:

Do to the press of other duties I am resigning my position on the Criminal Justice and Public Safety Committee effective this day.

Sincerely  
THOMAS HAUKE  
State Representative

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COMMITTEE REPORTS

The committee on Natural Resources reports and recommends:

**Assembly Bill 961**

Relating to permitting counties to offer bounties for rattlesnakes.

Passage: Ayes: (7) Noes: (6)  
To committee on Rules.

**Assembly Bill 968**

Relating to boathouses on navigable waterways, granting rule-making authority and providing a penalty.

Passage: Ayes: (11) Noes: (2) Not Voting: (1)  
To committee on Rules.

**Assembly Bill 1007**

Relating to restoring the "fleet rate" for registration of boats rented by resorts.

Passage: Ayes: (13) Noes: (0) Not Voting: (1)  
To Joint Committee on Finance.

**Senate Bill 50**

Relating to the use of crossbows by physically disabled, resident archers.

Concurrence: Ayes: (9) Noes: (4) Not Voting: (1)  
To committee on Rules.

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**Senate Bill 544**

Relating to deer hunting by practitioners of the Winnebago religion, granting rule-making authority and providing a penalty.

Concurrence: Ayes: (14) Noes: (0)

To committee on Rules.

LAURENCE J. DAY  
Chairperson

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EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
218 -----	171 -----	November 17, 1977
377 -----	172 -----	November 17, 1977
216 -----	176 -----	November 18, 1977
585 -----	177 -----	November 18, 1977
475 (partial veto) -----	181 -----	November 22, 1977
626 -----	182 -----	November 22, 1977
702 -----	183 -----	November 22, 1977
726 -----	184 -----	November 22, 1977
865 -----	185 -----	November 22, 1977

Respectfully submitted,  
MARTIN J. SCHREIBER  
Acting Governor

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GOVERNOR'S VETO MESSAGES

November 22, 1977

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 475** as Chapter 181, Laws of 1977, and deposited it in the office of the Secretary of State.

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The bill grants broad authority to the Department of Agriculture, Trade and Consumer Protection to weigh and certify the weights of grain on a user fee basis. The effect of AB 475 is to authorize these activities at the Milwaukee terminals. In accomplishing these purposes by amending Section 93.06 (1m) of the statutes, a change was made to wording unrelated to the bill's purpose which could have unintended policy implications.

Existing statutory language authorizes the Department to "inspect or examine upon request animals or plants and their products, including food, and facilities used in the production, processing or distribution thereof ..." The bill deletes the word "thereof" and substitutes the words "of animals or plants and their products," which seeks to be more specific. However, the result may be to create ambiguity compared to the department's present authority. It is unclear whether the new language specifically authorizes the Department to inspect or examine facilities used in the production, processing or distribution of food as it does for animals or plants and their products. Without a specific reference to "food" the agency's authority in this area could conceivably be challenged. This possible ambiguity can be eliminated by an item veto.

I urge the legislature to sustain this item veto to retain the Department's clear authority on the subject.

Respectfully submitted,

**MARTIN J. SCHREIBER**

Acting Governor

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**LEGISLATIVE REFERENCE BUREAU CORRECTIONS**

Assembly substitute amendment 3 to **Assembly Bill 780**

1. On page 14, line 1, substitute "and" for "any".