

JOURNAL OF THE ASSEMBLY [September 23, 1981]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

WEDNESDAY, September 23, 1981.

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Joint Resolution 45** offered by Representatives Lee, Schneider, Ulichny, Czarnecki and Kincaid.

Assembly substitute amendment 1 to **Assembly Bill 45** offered by Representative Swoboda.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 141** offered by Representative Hephner.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 4 to **Assembly Bill 205** offered by Joint Committee on Finance.

Assembly amendment 1 to **Assembly Bill 350** offered by Representative Hephner.

Assembly amendment 2 to **Assembly Bill 350** offered by Representative Hephner.

Assembly substitute amendment 1 to **Assembly Bill 363** offered by Representatives Hopkins, Tregoning and Behnke.

Assembly substitute amendment 1 to **Assembly Bill 370** offered by committee on Judiciary.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 370** offered by committee on Judiciary.

Assembly amendment 2 to **Assembly Bill 386** offered by Representative Donoghue.

Assembly substitute amendment 1 to **Assembly Bill 443** offered by Representative Everson.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Assembly substitute amendment 1 to **Assembly Bill 555** offered by committee on Environmental Resources.

Assembly substitute amendment 1 to **Senate Bill 75** offered by Representative Hephner.

Assembly amendment 1 to **Senate Bill 185** offered by committee on Environmental Resources.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 70

Memorializing Congress and the President to seek the dismissal of the Secretary of the Interior, James G. Watt.

By Representatives Neubauer, Rogers, Wagner, Ulichny, Medinger, Plous, Plewa, Lee, Tuczynski, Munts, Helbach, D. Travis, Crawford, Kunicki, Czarnezki, Metz, Jackamonis, Miller, Loftus, Clarenbach and Looby, co-sponsored by Senators Strohl, Lorman, Berger, Braun, George, Thompson, Risser, Moody and Adelman.

To committee on Rules.

Assembly Bill 749

Relating to abolishing state law concerning determination of and inclusion in state and local public works contracts of prevailing wages and hours of labor.

By Representatives Tregoning, Robertson, Hopkins and Schneiders.

To committee on Labor.

Assembly Bill 750

Relating to the licensing of barbers and cosmetologists.

By Representatives Metz, Vanderperren, Dorff, Roberts, Everson and Schneiders, co-sponsored by Senator Van Sistine.

To committee on Commerce and Consumer Affairs.

Assembly Bill 751

Relating to rights of child victims and witnesses of crimes.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

Assembly Bill 752

Relating to deferred prosecution agreements.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Assembly Bill 753

Relating to appointment of a deputy town clerk and deputy town treasurer.

By Representative Shoemaker.
To committee on Local Affairs.

Assembly Bill 754

Relating to energy conservation measures required of beneficiaries of housing rehabilitation loans.

By Legislative Council.
To committee on Urban Affairs and Housing.

Assembly Bill 755

Relating to immunity from liability for persons attempting to stop children from unlawful behavior.

By Representative Crawford.
To committee on Judiciary.

Assembly Bill 756

Relating to various changes in the code of ethics for state public officials.

By committee on State Affairs, by request of State Ethics Board.
To committee on State Affairs.

Assembly Bill 757

Relating to the right to privacy in regard to cable television and 2-way communication devices.

By Representative Schneider.
To committee on Government Operations.

Assembly Bill 758

Relating to civil damages for violations of certain laws governing motor vehicle transactions and penalties for violation of certain laws governing motor vehicle transactions.

By Representatives Leopold and Thompson, co-sponsored by Senators Goyke and Braun.

To committee on Commerce and Consumer Affairs.

Assembly Bill 759

Relating to creating a penalty for violation of the statutory provisions and administrative rules concerning hearing aid dealers and fitters and granting rule-making authority.

By committee on Commerce and Consumer Affairs, by request of Hearing Aid Dealers and Fitters Examining Board.

To committee on Commerce and Consumer Affairs.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Assembly Bill 760

Relating to medical assistance reimbursement for outpatient psychotherapy and making an appropriation.

By Representatives Robinson, Becker, Smith, Crawford, Hasenohrl, Donoghue, Czarnezki, Ulichny, Dilweg, Kunicki and McEwen, co-sponsored by Senators Maurer, Thompson and Chilsen.

To committee on Health and Human Services.

Assembly Bill 761

Relating to changing to October 1, 1982, the date by which a child must be 5 years old to enter kindergarten in the fall of 1982.

By Representative Rooney.

To committee on Education.

Assembly Bill 762

Relating to exclusion of certain individuals performing stenographic and related services in connection with state agency hearings from unemployment compensation coverage.

By Representative Rooney, by request of Attorney John Foley.

To committee on Government Operations.

Assembly Bill 763

Relating to reporting abuse of people eligible to receive protective services and providing a penalty.

By Representatives Rutkowski, Tesmer, Medinger, Thompson, Jackamonis, Ladwig, Flintrop, Ulichny, Johnson, Shoemaker, Leopold, D. Travis, Vanderperren, Czarnezki, Duren, Lee, Coggs, Holschbach, Crawford, Plous, Wagner and Williams, co-sponsored by Senators Cullen, Flynn, Braun, Chilsen, Hanaway, George, Lorman, Berger and Johnston.

To committee on Health and Human Services.

Assembly Bill 764

Relating to a property tax exemption for leased property.

By Representatives Medinger and Roberts, co-sponsored by Senator Offner.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 765

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

By Representatives Rutkowski, D. Travis, Behnke, Norquist, Plous, Everson, Metz, Jackamonis, McEwen, Becker, Schneiders, Hauke, Robertson, Leopold, Thompson, Shabaz and Flintrop, co-sponsored by Senators Adelman, Moody, Braun, Engeleiter, Chilsen,

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Johnston, Bablitch, Hanaway and Berger, by request of Judicial Council.

To committee on Judiciary.

Assembly Bill 766

Relating to expanding the duties of the public records board to include forms management and creating a council on public records and forms.

By Representatives Hasenohrl, Smith, Shoemaker, Tuczynski, Duren, Jackamonis, Vanderperren and Kincaid, co-sponsored by Senator Braun.

To committee on Small Business and Economic Development.

Assembly Bill 767

Relating to fights between animals and increasing penalties.

By Representative Schneider.

To committee on State Affairs.

Assembly Bill 768

Relating to congressional districts.

By Representatives Knox, Panzer, Radtke and Robertson, co-sponsored by Senator Kreul.

To committee on Reapportionment.

Assembly Bill 769

Relating to amending a complaint or citation in municipal court.

By Representative Rutkowski, co-sponsored by Senator Johnston, by request of League of Wisconsin Municipalities.

To committee on Judiciary.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 81-16

Relating to the requirement that the Wisconsin retirement fund board approve the cancellation of notices of termination of employment.

Submitted by Department of Employee Trust Funds.

To committee on Government Operations.

Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-17

Relating to an election to participate in the variable annuity division.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Submitted by Department of Employee Trust Funds.
To committee on Government Operations.
Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-25

Relating to the monthly schedule and processing of benefit applications received by the Department of Employee Trust Funds.
Submitted by Department of Employee Trust Funds.
To committee on Government Operations.
Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-111

Relating to Wisconsin-Iowa boundary waters fishing regulations.
Submitted by Department of Natural Resources.
To committee on Tourism and Recreation.
Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-151

Relating to probation and parole revocation procedure.
Submitted by Department of Health and Social Services.
To committee on Criminal Justice and Public Safety.
Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-152

Relating to field supervision of adult offenders.
Submitted by Department of Health and Social Services.
To committee on Criminal Justice and Public Safety.
Referred on September 23, 1981.

Assembly Clearinghouse Rule 81-180

Relating to designating Eau Claire County a "study area" under s. 232.10, Stats.

Submitted by Solid Waste Recycling Authority.
To committee on Environmental Resources.
Referred on September 23, 1981.

COMMITTEE REPORTS

The committee on Children and Human Development reports and recommends:

Senate Bill 358

Relating to appeal procedures for minors admitted to inpatient treatment facilities (suggested as remedial legislation by the department of health and social services).

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Concurrence: Ayes: (7) Noes: (0)
To committee on Rules.

STEPHEN LEOPOLD
Chairperson

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 111

Relating to authorizing the dentistry examining board to sanction a dentist or dental hygienist for incompetence, negligence or overbilling and increasing staff assigned to the dentistry examining board.

Adoption of assembly substitute amendment 2:
Ayes: (10) Noes: (0)

Passage: Ayes: (10) Noes: (0)
To committee on Rules.

MIDGE MILLER
Chairperson

The committee on Education reports and recommends:

Assembly Bill 248

Relating to a school board's obligation to provide transportation for pupils attending private school.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (8) Noes: (6)

Adoption of assembly amendment 2 to assembly substitute amendment 1: Ayes: (8) Noes: (6)

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (9) Noes: (5)
To committee on Rules.

RICHARD FLINTROP
Chairperson

The committee on Energy reports and recommends:

Assembly Bill 153

Relating to utility rates.

Adoption of assembly substitute amendment 1:

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Ayes: (8) Noes: (1)

Passage: Ayes: (6) Noes: (3)

To committee on Rules.

Assembly Bill 305

Relating to extending coverage of the renewable energy resource system incentive program.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Passage: Ayes: (8) Noes: (1)

To Joint Committee on Finance.

DANIEL FISCHER
Chairperson

The committee on Environmental Resources reports and recommends:

Assembly Bill 544

Relating to right to intervene in certain environmental enforcement actions.

Adoption of assembly amendment 1:

Ayes: (6) Noes: (4)

Passage: Ayes: (6) Noes: (4)

To committee on Rules.

Assembly Bill 555

Relating to the long-term disposal of high-level radioactive waste and transuranic waste, creating a radioactive waste review board, creating a radioactive waste policy council, creating a radioactive waste technical council and making appropriations.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (1)

Passage: Ayes: (9) Noes: (1)

To Joint Committee on Finance.

Assembly Bill 573

Relating to assessment for private sewage system maintenance.

Passage: Ayes: (9) Noes: (1)

To committee on Rules.

Assembly Bill 581

Relating to notification of proposed town highway changes.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Passage: Ayes: (10) Noes: (0)
To committee on Rules.

Senate Bill 78

Relating to correcting errors and making minor substantive changes in various mining statutes.

Concurrence: Ayes: (10) Noes: (0)
To committee on Rules.

Senate Bill 185

Relating to arrest powers for conservation wardens.

Adoption of assembly amendment 1:
Ayes: (10) Noes: (0)

Concurrence: Ayes: (10) Noes: (0)
To committee on Rules.

MARY LOU MUNTS
Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 127

Relating to restricting possession of a firearm by a person previously convicted of a crime and providing a penalty.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (13) Noes: (0)

Adoption of assembly substitute amendment 1:
Ayes: (12) Noes: (1)

Passage: Ayes: (12) Noes: (1)
To committee on Rules.

Assembly Bill 205

Relating to establishing pupil minimum competency examinations in public schools.

Adoption of assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 4: Ayes: (14) Noes: (0)

Adoption of assembly amendment 1 to assembly substitute amendment 4: Ayes: (9) Noes: (5)

Adoption of assembly amendment 3 to assembly substitute amendment 4: Ayes: (13) Noes: (1)

Adoption of assembly substitute amendment 4:

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Ayes: (12) Noes: (2)

Passage: Ayes: (11) Noes: (3)

To committee on Rules.

Assembly Bill 246

Relating to disclosure of information related to parents whose rights have been terminated and granting rule-making authority.

Adoption of assembly amendment 3 to assembly substitute amendment 1: Ayes: (12) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

Assembly Bill 298

Relating to deferred compensation plans for public employes, granting rule-making authority and making an appropriation.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)

To committee on Rules.

Assembly Bill 353

Relating to emergency rules to allow farm vehicles to exceed weight limitations and granting rule-making authority.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (5)

Passage: Ayes: (9) Noes: (4)

To committee on Rules.

JOHN NORQUIST
Assembly Chairperson

The committee on Health and Human Services reports and recommends:

Assembly Bill 323

Relating to creating an occupational disease surveillance system.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (2)

Passage: Ayes: (11) Noes: (2)

JOURNAL OF THE ASSEMBLY [September 23, 1981]

To Joint Committee on Finance.

Assembly Bill 328

Relating to revising the general relief laws, granting rule-making authority and making an appropriation.

Passage: Ayes: (7) Noes: (6)

To committee on Rules.

Assembly Bill 467

Relating to posting signs in restaurants to inform employes on aiding choking victims, making an appropriation and providing a penalty.

Adoption of assembly amendment 1:

Ayes: (11) Noes: (2)

Adoption of assembly amendment 2:

Ayes: (13) Noes: (0)

Adoption of assembly amendment 3:

Ayes: (11) Noes: (2)

Passage: Ayes: (11) Noes: (2)

To Joint Committee on Finance.

Assembly Bill 590

Relating to excepting food product donors from civil liability.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)

To committee on Rules.

Senate Bill 213

Relating to community advisory committees for child welfare agencies, group homes and community-based residential facilities.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Concurrence: Ayes: (12) Noes: (1)

To committee on Rules.

Senate Bill 282

Relating to allowing ambulance drivers to handle sick, injured or disabled persons under supervision.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Concurrence: Ayes: (13) Noes: (0)

To committee on Rules.

DISMAS BECKER

Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 370

Relating to establishing a system of marital property shared by husband and wife and providing penalties.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (8) Noes: (2)

Adoption of assembly substitute amendment 1:

Ayes: (6) Noes: (4)

Passage: Ayes: (6) Noes: (4)

To Joint Committee on Finance.

JAMES RUTKOWSKI

Chairperson

The committee on Labor reports and recommends:

Assembly Bill 730

Relating to coverage of teaching, project and program assistants employed by the university of Wisconsin system under the state employment labor relations act, authorizing mediation-arbitration and a limited right to strike and making appropriations.

Passage: Ayes: (5) Noes: (3)

To Joint Committee on Finance.

ROBERT BEHNKE

Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 239

Relating to requiring automatic sprinkler systems in all newly constructed places of employment and public buildings.

Adoption of assembly substitute amendment 1:

Ayes: (8) Noes: (0)

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Passage: Ayes: (8) Noes: (0)
To Joint Committee on Finance.

JOHN PLEWA
Chairperson

The committee on Urban Affairs and Housing reports and recommends:

Assembly Bill 156

Relating to prohibiting discrimination against specific geographical areas in the granting of home improvement loans and mortgage loans and the issuance of property insurance policies, granting rule-making authority and providing penalties.

Adoption of assembly substitute amendment 1:
Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 311

Relating to appointment of additional members to a regional planning commission which includes a 1st class city.

Adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (2)

Passage: Ayes: (7) Noes: (3)
To committee on Rules.

Assembly Bill 482

Relating to amending the powers and duties of 1st class cities to conform to the powers and duties of other cities.

Adoption of assembly amendment 1:
Ayes: (8) Noes: (0)

Passage: Ayes: (10) Noes: (0)
To committee on Rules.

Assembly Bill 578

Relating to unclassified appointments by the county executive in populous counties.

Passage: Ayes: (9) Noes: (0)
To committee on Rules.

JOURNAL OF THE ASSEMBLY [September 23, 1981]

Senate Joint Resolution 18

Relating to allowing the legislature to provide property or other tax benefits for home improvements (first consideration).

Concurrence: Ayes: (8) Noes: (2)
To committee on Rules.

Senate Bill 257

Relating to budgetary procedure in populous counties.

Adoption of assembly amendment 1:
Ayes: (13) Noes: (0)

Concurrence: Ayes: (11) Noes: (0)
To committee on Rules.

MORDECAI LEE
Chairperson

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly substitute amendment 1 to **Assembly Bill 283**
Page 1, line 9: substitute "1,000" for "\$1,000".

Assembly Bill 312
Page 1, line 6: delete "parol inmate or".