

JOURNAL OF THE ASSEMBLY [November 5, 1981]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

THURSDAY, November 5, 1981.

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

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 80

Relating to 4-year terms for state senators and representatives to the assembly coinciding with the governor's term of office (first consideration).

By Representatives Czarnezki, Tuczynski, Williams, Schneider, Kunicki, Wagner, Kirby, Metz, Plewa, Ladwig, Menos and Gerlach.

To committee on State Affairs.

Assembly Bill 893

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

By Joint Committee on Legislative Organization.

To committee on State Affairs.

Assembly Bill 894

Relating to CS devices, making appropriations and providing penalties.

By Representatives Andrea, Menos, Thompson, Becker, Kincaid, Klicka, Young, Schmidt, Lewison, Ladwig, Alberts, DeLong, Matty, Larson, Byers, Rooney, Donoghue, Conradt, Tregoning, Rogers, Dorff, Plewa, Panzer, Ulichny, Prosser, Porter, Bradley, McEwen, Schneiders, McEssy, R. Travis, Merkt, Paulson, Stitt, Jaronitzky, Radtke, Dilweg, Shabaz and Wagner, co-sponsored by Senators Krueger, Roshell, Kreul, Thompson, Kleczka, Frank, Harnisch, Moody, Theno, Lasee, Cullen, Bablitch, Bidwell, Offner, Strohl, Maurer, Engeleiter, George, Chilsen and Opitz.

To committee on Criminal Justice and Public Safety.

Assembly Bill 895

Relating to penalties for molesting or taking animal traps or their contents.

By Representatives Helbach and Potter, by request of Gerald Wojtalewicz, Wisconsin Trappers Association.

To committee on Tourism and Recreation.

Assembly Bill 896

Relating to the use of state funds to reimburse owners of airport property for taxes on that property.

By Representative Everson, co-sponsored by Senator Harsdorf.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 897

Relating to procedures for nonmoving traffic violations and affecting an appropriation.

By Representatives Plewa, Kirby and Broydrick, co-sponsored by Senator Frank, by request of city of Milwaukee.

To committee on Highways.

Assembly Bill 898

Relating to insurance coverage of chiropractic services.

By Representatives Hauke, Behnke, Vanderperren, Plewa, Schneider, Clarenbach, Rogers, Matty, Barczak, Dorff, Byers and Kincaid.

To committee on Insurance, Cooperatives and Risk Management.

Assembly Bill 899

Relating to reestablishment of creditable service after separation by employes under the Wisconsin retirement fund, the state teachers retirement system and the Milwaukee teachers retirement fund.

By Representative Kincaid, co-sponsored by Senator Krueger.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 900

Relating to adjustment of the date of the spring primary and election and presidential preference primary and certain other dates for election procedures.

By Representatives Neubauer, Czarnecki, DeLong, Nelsen, Becker, Laatsch, Ladwig, Lee and Donoghue, co-sponsored by Senator Johnston.

To committee on Elections.

Assembly Bill 901

Relating to increasing the tax levy limit for town sanitary districts and removing an interest rate limit for bonds issued by town sanitary districts or by public inland lake protection and rehabilitation districts.

By Representatives Ladwig, Neubauer, Lewison, Alberts, McEwen and R. Travis.

To committee on Local Affairs.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 81-98

Relating to life safety rules and residential occupancies.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor.

Referred on November 2, 1981.

Assembly Clearinghouse Rule 81-99

Relating to structure, energy, heating, ventilation and air conditioning and miscellaneous rules.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Energy.

Referred on November 2, 1981.

Assembly Clearinghouse Rule 81-109

Relating to hazardous occupancies.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor.

Referred on November 2, 1981.

Assembly Clearinghouse Rule 81-162

Relating to continuing education requirements for recertification of assessors and assessment personnel.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on November 4, 1981.

Assembly Clearinghouse Rule 81-177

Relating to gift and inheritance taxes.

Submitted by Department of Revenue.

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To committee on Revenue.
Referred on November 5, 1981.

Assembly Clearinghouse Rule 81-186

Relating to conforming the rules of the Tax Appeals Commission to recently changed statutes regarding procedures in appealing manufacturing assessments and penalties.

Submitted by Tax Appeals Commission.

To committee on Revenue.

Referred on November 5, 1981.

Assembly Clearinghouse Rule 81-189

Relating to vehicle weights authorized by multiple trip permits.

Submitted by Department of Transportation.

To committee on Highways.

Referred on November 4, 1981.

COMMITTEE REPORTS

The committee on Highways reports and recommends:

Senate Bill 189

Relating to qualifications for issuance and use of a special restricted operator's license.

Adoption of assembly amendment 1:

Ayes: (9) Noes: (2)

Concurrence: Ayes: (11) Noes: (0)

To committee on Rules.

CLETUS VANDERPERREN

Chairperson

The chief clerk reports the following proposals correctly enrolled:

Assembly Bill 25

Assembly Bill 36

Assembly Bill 93

Assembly Bill 111

Assembly Bill 166

Assembly Bill 272

Assembly Bill 276

Assembly Bill 300

Assembly Bill 309

Assembly Bill 353

Assembly Bill 368

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- Assembly Bill 369**
- Assembly Bill 489**
- Assembly Bill 555**
- Assembly Bill 570**
- Assembly Bill 669**
- Assembly Bill 675**
- Assembly Bill 703**
- Assembly Bill 800**

DAVID KEDROWSKI
 Chief Clerk

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 |
|------------------|-----------------|-------------------------|
| 20 ----- | 46 ----- | November 5, 1981 |
| 28 ----- | 47 ----- | November 5, 1981 |
| 91 ----- | 48 ----- | November 5, 1981 |
| 215 ----- | 49 ----- | November 5, 1981 |
| 341 ----- | 50 ----- | November 5, 1981 |

Respectfully submitted,
LEE SHERMAN DREYFUS
 Governor

COMMUNICATIONS

November 1, 1981

Honorable Donald J. Schneider
 Honorable David R. Kedrowski

Gentlemen:

The following rules have been published and are in effect:

- Clearinghouse Rule 79-41 effective 11-1-81
- Clearinghouse Rule 80-143 effective 11-1-81

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Clearinghouse Rule 80-218 effective 11-1-81
Clearinghouse Rule 80-241 effective 11-1-81
Clearinghouse Rule 80-242 effective 11-1-81
Clearinghouse Rule 80-250 effective 11-1-81
Clearinghouse Rule 81-6 effective 11-1-81
Clearinghouse Rule 81-9 effective 11-1-81
Clearinghouse Rule 81-38 effective 11-1-81
Clearinghouse Rule 81-41 effective 11-1-81
Clearinghouse Rule 81-61 effective 11-1-81
Clearinghouse Rule 81-65 effective 11-1-81
Clearinghouse Rule 81-80 effective 11-1-81
Clearinghouse Rule 81-85 effective 11-1-81
Clearinghouse Rule 81-86 effective 11-1-81
Clearinghouse Rule 81-88 effective 11-1-81
Clearinghouse Rule 81-92 effective 11-1-81
Clearinghouse Rule 81-119 effective 11-1-81
Clearinghouse Rule 81-131 effective 11-1-81

Sincerely,
GARY L. POULSON
Assistant Revisor

Notice of Intent to Apply for Grants

Notice of Intent received from Department of Natural Resources to apply for Federal Assistance for Devils Lake State Park Master Plan.

Comments due by November 4, 1981.

To committee on Tourism and Recreation.

Notice of Intent received from Wisconsin Job Service, Department of Industry, Labor and Human Relations to apply for Federal Assistance for Job Corps - \$5,000.

Comments due by November 15, 1981.

To committee on Labor.

Notice of Intent received from Wisconsin Job Service, Department of Industry, Labor and Human Relations to apply for Federal Assistance for Job Corps - \$29,000.

Comments due by November 15, 1981.

To committee on Labor.

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Notice of Intent received from Wisconsin Job Service, Department of Industry, Labor and Human Relations to apply for Federal Assistance for Work Incentive Program.

Comments due by October 31, 1981.

To committee on Health and Human Services.

Notice of Intent received from Department of Natural Resources to apply for Federal Assistance for Hazardous Waste Grant Program.

Comments due by November 12, 1981.

To committee on Environmental Resources.

Summary of Requests for Formal Attorney General's Opinions

Summary: Clarification of the Board of Nursing's authority to define the scope of practice for LPN's in nursing homes.

Opinion ID Number: F81092301

Requested by: Board of Nursing

Assigned to: Mr. Roder

Estimated Date of Issuance: By December 23, 1981

To committee on Health and Human Services.

Summary: What is the applicability of sec. 112.05 to certain investment practices of Savings & Loan Associations?

Opinion ID Number: F81100901

Requested by: Office of the Commissioner of Savings & Loan

Assigned to: Mr. Repasky

Estimated Date of Issuance: By January 9, 1982

To committee on Consumer and Commercial Credit.

Summary: Legality of non-statutory based sentences

Opinion ID Number: F81101201

Requested by: District Attorney of Racine County

Assigned to: Mr. Lee

Estimated Date of Issuance: By January 12, 1982

To committee on Criminal Justice and Public Safety.

Summary: Is a certificate of termination of joint tenancy an instrument of conveyance which requires a real estate transfer return under sec. 77.22 (1)?

Opinion ID Number: F81101501

Requested by: Corporation Counsel of Waukesha County

Assigned to: Mr. Wilker

Estimated Date of Issuance: By January 15, 1982

To committee on Judiciary.

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Summary: Are national forest income monies properly distributed to towns?

Opinion ID Number: F81101601

Requested by: Assembly

Assigned to: Mr. Hoornstra

Estimated Date of Issuance: By January 16, 1982

To committee on Tourism and Recreation.

Anyone interested in a pending opinion may submit written briefs or comments to the Office of the Attorney General. Please indicate the opinion ID number. Copies of the request are available for inspection at 114 East, State Capitol.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly substitute amendment 1 to **Assembly Bill 272**

In enrolling, the following correction was made:

Page 146, line 3: after the final period insert: "In the sections of the statutes listed in Column A, the program responsibilities references shown in Column B are deleted and the program responsibilities references shown in Column C are inserted:".

Assembly Bill 326

Page 10, line 28: substitute "of this SECTION" for "or this SECTION".

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 800**

In enrolling, the following correction was made:

Page 4, line 14: substitute a period for the comma.