

JOURNAL OF THE ASSEMBLY (January 9, 1974)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

WEDNESDAY, January 9, 1974.

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

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 116

Directing the legislative council to study current use valuation and relaxed methods of preserving agricultural and conservancy lands.

By Representative MUNTS.

To Calendar.

Assembly Joint Resolution 117

Directing the legislative council to study the feasibility and desirability of fostering cooperative purchasing agreements among local units of government.

By Representative JACKAMONIS, co-sponsored by Senator MC KENNA.

To Calendar.

Assembly Joint Resolution 118

Directing the retirement research committee to study the feasibility and desirability of providing early retirement for state and municipal employees.

By Representatives JACKAMONIS and FLINTROP.

To Calendar.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

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Assembly Bill 1388

AN ACT to appropriate \$22,296.47 from the general fund for payment of a claim made by Robert D. Burgess against the state.

By Representative SWOBODA, by request of Mr. Robert Burgess.

To Joint Committee on Finance.

Assembly Bill 1389

Relating to alteration of percentages of undivided interest in common areas and facilities of condominiums.

By Representatives HAUKE, SENSENBRENNER, WILCOX, SHABAZ, KLECZKA, THOMPSON, PABST, BEHNKE, LALLENSACK, KEEGAN, MENOS, PLEWA, MURRAY, SICULA, OBERLE, BARCZAK, EVERSON, SWOBODA, RUTKOWSKI, ROONEY, MERKEL, LEWISON and OLSON.

To committee on Judiciary.

Assembly Bill 1390

Relating to state purchasing requirements, employment of a small bid procurement specialist and increasing an appropriation.

By Representatives JACKAMONIS, CONTA, BALDUS, LEWISON, KEDROWSKI, WAHNER and BERGER.

To committee on State Affairs.

Assembly Bill 1391

Relating to excluding for purposes of homestead tax relief rent payments on tax-exempt property.

By Representatives JACKAMONIS and BERGER; co-sponsored by Senator HOLLANDER.

To committee on Taxation.

Assembly Bill 1392

Relating to allowance of a credit against individual income tax for political contributions and making an appropriation.

By Representatives JACKAMONIS, BERGER and WAHNER.

To committee on Elections.

Assembly Bill 1393

Relating to increasing the number of branches of the circuit court for Waukesha county.

By Representatives JACKAMONIS, BERGER, RUTKOWSKI and ALBERTS.

To committee on Judiciary.

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Assembly Bill 1394

Relating to the creation of a crime for anyone who threatens to take the life of a state constitutional officer, state senator, representative to the assembly, supreme court justice, circuit judge or county judge and providing a penalty.

By Representative JACKAMONIS, co-sponsored by Senator MC KENNA.

To committee on Judiciary.

Assembly Bill 1395

Relating to restraint of trade in the energy resources industry.

By Representatives SANASARIAN and LEWIS.

To committee on Commerce and Consumer Affairs.

Assembly Bill 1396

Relating to requiring the retail price of burial caskets to be clearly marked and an itemized statement of funeral costs furnished, prohibiting requiring of a casket for cremations and providing a penalty.

By Representative BERGER.

To committee on Commerce and Consumer Affairs.

Assembly Bill 1397

Relating to removing the personal exemption for children for purposes of the income tax.

By Representative BARBEE.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1398

Relating to licensing of speech pathologists and audiologists, creating an examining board of communication disorders professionals in the department of regulation and licensing, making an appropriation, creating a penalty and granting rule-making authority.

By Representatives JACKAMONIS and MIELKE.

To committee on State Affairs.

Assembly Bill 1399

Relating to exception from building requirements for physically handicapped persons.

By Representatives WAHNER, BERGER, JACKAMONIS and MIELKE.

To committee on State Affairs.

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Assembly Bill 1400

Relating to jury service by persons who have a physical disability or mobility problem.

By Representatives WAHNER, BERGER and MIELKE.

To committee on Judiciary.

Assembly Bill 1401

Relating to controlling the use of salt on highways, granting rule-making authority and providing penalties.

By Representatives WAHNER, JACKAMONIS, MITTNESS and WARD.

To committee on Environmental Quality.

Assembly Bill 1402

Relating to studying the effects of highway salt.

By Representatives WAHNER, KEDROWSKI, BYERS, JACKAMONIS and WARD.

To committee on Environmental Quality.

COMMUNICATION

State of Wisconsin
Department of State
Madison 53702

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res. No.	Chapter No.	Publication date
Assembly Bill 1287 -----	147-----	December 22, 1973
Assembly Bill 952 -----	150-----	December 28, 1973
Assembly Bill 1107 -----	151-----	December 28, 1973
Assembly Bill 129 -----	152-----	December 28, 1973
Assembly Bill 756 -----	155-----	December 29, 1973
Assembly Bill 1265 -----	156-----	December 29, 1973

Respectfully submitted,
ROBERT C. ZIMMERMAN,
Secretary of State.

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COMMUNICATIONS

**The State of Wisconsin
Department of State
Madison 53702**

November 20, 1973

To Your Honor, The Assembly

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67 (2), a list of the registered lobbyists for the period beginning on November 13, 1973, and ending on November 20, 1973.

**Respectfully submitted,
ROBERT C. ZIMMERMAN,
Secretary of State.**

Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 1952.

November 27, 1973

To Your Honor, The Assembly

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67 (2), a list of the registered lobbyists for the period beginning on November 20, 1973, and ending on November 27, 1973.

**Respectfully submitted,
ROBERT C. ZIMMERMAN,
Secretary of State.**

Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 1956.

December 4, 1973

To Your Honor, The Assembly

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67 (2), a

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list of the registered lobbyists for the period beginning on November 27, 1973, and ending on December 4, 1973.

**Respectfully submitted,
ROBERT C. ZIMMERMAN,
Secretary of State.**

Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 1961.

December 18, 1973

**To Your Honor, The Assembly
Gentlemen:**

I have the honor to transmit to you pursuant to s. 13.67 (2), a list of the registered lobbyists for the period beginning on December 11, 1973, and ending on December 18, 1973.

**Respectfully submitted,
ROBERT C. ZIMMERMAN,
Secretary of State.**

Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 1967.

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
Office of the Governor
Madison 53702**

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
756 -----	155 -----	December 21, 1973
1265 -----	156 -----	December 21, 1973

(partial veto)

**Sincerely,
PATRICK J. LUCEY,
Governor.**

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GOVERNOR'S VETO MESSAGES

December 21, 1973

To the Honorable, the Members of the Assembly:

I am returning **Assembly Bill 1265** with my partial disapproval. I have given the provisions of this measure careful study. At first, I had serious concerns about the need for creating a new state agency to regulate bingo. However, after careful reflection, I became convinced that it would be irresponsible to legalize bingo but not subject its play to careful regulation. The legalization of gambling in any form presents an opportunity for abuse which can be curtailed only by stringent controls.

I have compared the **Bingo Control Act**, created by this bill, with regulatory schemes for bingo in other states. I am convinced that the system of control provided under this bill is as good or better as any comparable system elsewhere.

It is not enough, however, to control bingo. The regulatory agency itself must also be controlled. Such control is best exercised by firm fiscal restraint imposed upon the agency.

The bill as presented to me did not provide adequate fiscal restraint upon the **Bingo Control Board**. Its operations would have been funded by the monies received from licenses and other fees relating to the conduct of bingo as well as revenues derived from the gross receipts tax on bingo operations. In the first biennium of operation it is estimated that \$1,260,000 will be raised from the gross receipts tax and \$400,000 will be raised from license fees, thus giving the **Bingo Control Board** total revenues of \$1,660,000 for its operation. Yet, it is estimated that administration of the **Bingo Control Act** will cost \$427,500 during the balance of this biennium. Thus, there would be, for this biennium, a revenue surplus for bingo operations in excess of \$1,200,000. Furthermore, it is likely that such excess revenues would increase in subsequent bienniums.

I have disapproved that part of **Assembly Bill 1265** which provides for program revenue financing. By exercise of the partial veto, I have provided that the operation of the **Bingo Control Act** will be entirely financed by general purpose revenues supplemented by license fees. The bill itself provides for a \$40,000 GPR appropriation which, together with license fees, should be adequate to fund the operations of the **Control Board**.

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Elimination of excess revenues available to the Bingo Control Board necessarily makes that Board absolutely accountable to the Executive Office and the Legislature. Such accountability is essential for proper control of bingo and in order to curtail any temptation to legalize other forms of gambling.

I have also disapproved that provision in the bill which would prohibit elected officials and public employees from serving on the Bingo Control Board. Although the bill provided that one member of the board could be a law enforcement officer, the Governor should not be restricted to appointing just one such official to the board, nor should he be precluded from appointing other public officials who are concerned with law enforcement, such as district attorneys, or who can contribute useful experience in other areas relevant to regulation and fiscal management.

Sincerely,
PATRICK J. LUCEY,
Governor.

December 21, 1973

To the Honorable, the Assembly:

I am returning **Assembly Bill 45** without my approval.

It is my understanding that this bill was intended to enable truckers to use 45-foot trailers or semi-trailers without exceeding the present maximum 55-foot limit for tractor and trailer combinations by taking advantage of shorter, more modern tractors. I would have no objection to legislation which clearly accomplishes this intention.

I do not approve this bill, however, because it is so vaguely drawn that there exists the possibility that tractor and trailer combinations in excess of 55 feet might be legalized under its provisions. Specifically, the bill provides for an exception to the 35-foot limitation upon any single vehicle by allowing "45 feet for semi-trailers and trailers, providing the overall length of the combination does not exceed 55 feet." This provision is ambiguous because it is not clear to what the word "combination" refers. The bill could be read so that "combination" refers to (a) two trailers, (b) a trailer and a semi-trailer, or (c) a trailer or a semi-trailer and a tractor. Only the latter "combination" would comply with the existing and desirable policy prohibiting trucks longer than 55 feet without a special permit.

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This ambiguity could be corrected by defining the term "combination" to include the towing vehicle and all vehicles being towed thereby. Or, it could be corrected by changing the provision in the proposed bill to limit the overall length of the semi-trailer or trailer and the towing unit to a maximum of 55 feet.

Sincerely,

PATRICK J. LUCEY,

Governor.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Senate Substitute amendment 2 to Senate Bill 639

On page 2, line 7, delete "or; is of or record" and substitute "is of record".