

JOURNAL OF THE ASSEMBLY [February 22, 1979]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fourth Regular Session

THURSDAY, February 22, 1979.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Representative Lewis.

Representative Lingren led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Norquist, Omernick, Opitz, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 99.

Absent -- None.

Absent with leave -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 36** offered by committee on Financial Institutions.

Assembly amendment 1 to **Assembly Bill 49** offered by committee on Criminal Justice and Public Safety.

Assembly substitute amendment 1 to **Assembly Bill 69** offered by committee on Financial Institutions.

Assembly substitute amendment 1 to **Assembly Bill 77** offered by Representatives Klicka and McClain.

Assembly amendment 1 to **Assembly Bill 93** offered by Representative Barry.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 37

Relating to relief for all or part of the tax imposed for school purposes on the homestead of any resident aged 65 or older (1st consideration).

By Representative Barczak.

To committee on Revenue.

Assembly Joint Resolution 38

Relating to relief for one-third of the tax imposed for school purposes on the homestead of any resident aged 65 or older (1st consideration).

By Representative Barczak.

To committee on Revenue.

Assembly Joint Resolution 39

Relating to limiting the total biennial appropriation which the legislature may enact to the growth rate of adjusted gross income (1st consideration).

By Representatives Barry, Thompson, Plewa, Shabaz, Rooney, Donoghue, Fischer, Wood, Opitz, Lallensack, Andrea, Porter, Byers, Matty, Vanderperren, Swoboda, Bradley, Goodrich, Menos, Hauke, Pabst, Larson, Tregoning, Hasenohrl, R. Travis, Snyder, Merkt, Gunderson, Everson, Duren, Prosser, Lewis, Klicka, Kincaid, Lewison, Conrad, Barczak, Young, McEssy, Schmidt,

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Quackenbush, Dilweg, Luckhardt, Potter, Johnston, DeLong, Omernick, Gagin, Laatsch, Lorman, Hopkins, Paulson, Radtke, Harer, Tesmer, Harsdorf, Tuczynski, Rogers, Smith, Ladwig, Ward, Shoemaker and Ellis, co-sponsored by Senators Goyke, Krueger, Bear, Murphy, Swan, Frank, Roshell, Kreul, Theno, Lasee, Bidwell, Lorge, Chilsen, McCallum and Petri, by request of Taxpayers United to Control Government Spending, Inc.

To committee on Revenue.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 206

Relating to mandatory risk sharing for general liability insurance for providers of recreational services to the general public.

By Representative Thompson, by request of Ray Feldman, Mauston.

To committee on Financial Institutions.

Assembly Bill 207

Relating to permitting school busses to use studded tires.

By Representatives Duren, Kincaid, Vanderperren, Hasenohrl and Swoboda, co-sponsored by Senators Kreul, Radosevich, Lorge, Theno and Cullen.

To committee on Transportation.

Assembly Bill 208

Relating to warning lights on emergency vehicles.

By Representatives Wahner and Shabaz, co-sponsored by Senator Krueger.

To committee on Highways.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Executive Department
Madison

To all to whom these Presents shall come, Greeting:

Know Ye, That I, Governor of the State of Wisconsin, reposing special Trust and Confidence in his Integrity and Ability do hereby appoint Robert Brussart, of Wild Rose, a member of the Joint Survey

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Committee on Debt Management, in accordance with the provisions of Chapter 317, Laws of 1977; and I hereby authorize the exercise of the powers and the duties of that office according to his discretion, to serve at the pleasure of the Governor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the City of Madison, this sixteenth day of February in the year of our Lord one thousand nine hundred and seventy-nine.

LEE SHERMAN DREYFUS
Governor

By the Governor:
VEL PHILLIPS
Secretary of State

To all to whom these Presents shall come, Greeting:

Know Ye, That I, Governor of the State of Wisconsin, reposing special Trust and Confidence in his Integrity and Ability do hereby appoint Paul Schilling, of Milwaukee, a member of the Joint Survey Committee on Debt Management, in accordance with the provisions of Chapter 317, Laws of 1977; and I hereby authorize the exercise of the powers and the duties of that office according to his discretion, to serve at the pleasure of the Governor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the City of Madison, this sixteenth day of February in the year of our Lord one thousand nine hundred and seventy-nine.

LEE SHERMAN DREYFUS
Governor

By the Governor:
VEL PHILLIPS
Secretary of State

To all to whom these Presents shall come, Greeting:

Know Ye, That I, Governor of the State of Wisconsin, reposing special Trust and Confidence in his Integrity and Ability do hereby appoint Lowell Sweet, of Elkhorn, a member of the Joint Survey Committee on Debt Management, to succeed Jean C. Broeren; and I hereby authorize the exercise of the powers and the duties of that office according to his discretion, to serve at the pleasure of the Governor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the City of Madison, this sixteenth day of February in the year of our Lord one thousand nine hundred and seventy-nine.

LEE SHERMAN DREYFUS
Governor

By the Governor:
VEL PHILLIPS
Secretary of State

Representative Young asked unanimous consent to be recorded as present for today's session. Granted.

Representative Matty asked unanimous consent to be recorded as present for today's session. Granted.

CALENDAR OF THURSDAY, FEBRUARY 22, 1979

Senate Joint Resolution 1

To amend sections 1m and 1n of article V and sections 1m, 1n and 1p of article VI of the constitution so as in effect to repeal said sections; and to amend section 9 of article IV, sections 1, 7 and 8 of article V, section 1 of article VI and section 10 of article XIII of the constitution, relating to gubernatorial succession (2nd consideration).

The question was: Shall the vote by which **Senate Joint Resolution 1** was concurred in be reconsidered?

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The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Duren, Ellis, Gagin, Goodrich, Gunderson, Harer, Harsdorf, Hephner, Hopkins, Johnston, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Omernick, Opitz, Paulson, Porter, Prosser, Quackenbush, Radtger, Rogers, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, R., Tregoning and Young -- 44.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 55.

Absent or not voting -- None.

Motion failed.

Representative Wahner introduced a privileged resolution.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 7

Relating to adopting the rules of the assembly in effect at the conclusion of the 1977 regular session of the assembly, with the modifications shown in this resolution, as the rules of the 1979 assembly.

By Representatives Jackamonis, Wahner, Ferrall and Kedrowski.
To Calendar.

Representative Wahner asked unanimous consent that the assembly stand informal for five minutes. Granted.

Representative Wahner asked unanimous consent to return to the fifth order of business. Granted.

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COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 58

Relating to agricultural transactions under the Wisconsin consumer act and making other changes to that act.

Passage: Ayes: (9) Noes: (0)

To Calendar.

MIDGE MILLER

Chairperson

The Joint Survey Committee on Debt Management reports and recommends:

Assembly Bill 46

Relating to increasing the ceiling on the public debt for veterans' mortgage loans and making an appropriation.

Adoption of report: Ayes: (8) Noes: (1)

To Joint Committee on Finance.

GERVASE HEPHNER

Co-Chairperson

Representative Duren introduced a privileged resolution.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 8

Relating to smoking in the assembly chamber.

By Representatives Duren, Coggs, Wood, Wahner, Smith, Ulichny, Metz, Loftus, Lee, Otte, Tuczynski, Broydrick, Ward, Tesmer, Gerlach, Potter, Munts, Becker, Johnston, R. Travis, Snyder, Klicka, Lewis, Radtke, Rutkowski and Clarenbach.

To Calendar.

Representative Matty asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Ellis. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Bill 90

1. On page 1, line 5, substitute "are" for "is".
2. On page 2, line 18, substitute "are" for "is".

Assembly Bill 113

1. On page 1, line 6, and on page 2, line 4, substitute "(a)" for "(g)".

Assembly Bill 145

1. On page 5, line 19, after "section", insert "is".

VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Seventh grade civics class from Verona accompanied by Mr. and Mrs. Meyer, Mr. Nemeč, Mrs. Thompson, Mrs. Land and Mr. Dunn, guests of Representative Barry.

Mr. E. Severson from Pittsfield, guest of Representative Vanderperren.

Representative Wahner moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, February 27.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

11:00 A.M.