

JOURNAL OF THE ASSEMBLY [May 24, 1979]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fourth Regular Session

---

THURSDAY, May 24, 1979.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Stanley P. Wiese of United Methodist Church, 805 East Holum Street, DeForest.

Representative Rutkowski 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, Bradley, Broydrick, Byers, Clarenbach, Cogg, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Munts, Norquist, Omernick, 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 -- 92.

Absent -- None.

Absent with leave -- Behnke, Harer, Helbach, Miller and Murray -- 5.

## JOURNAL OF THE ASSEMBLY [May 24, 1979]

---

### AMENDMENTS OFFERED

Assembly substitute amendment 2 to **Assembly Bill 84** offered by Joint Committee on Finance.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 84** offered by Joint Committee on Finance.

Assembly amendment 1 to **Assembly Bill 271** offered by committee on Financial Institutions.

Assembly amendment 2 to **Assembly Bill 271** offered by committee on Financial Institutions.

Assembly amendment 1 to **Assembly Bill 272** offered by committee on Financial Institutions.

Assembly amendment 1 to **Assembly Bill 522** offered by Representative Vanderperren.

---

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 64**

Relating to directing the legislative council to study the coordination between the university of Wisconsin system and the vocational, technical and adult education system.

By Representatives Loftus, Lee, Gunderson, Jackamonis, Lorman, McClain, Thompson, Czerwinski, Radtke, Otte, Schmidt, Smith, Bradley, Becker, Omernick, Medinger, Prosser, Pabst, Soucie, Broydrick, Munts, Shoemaker, Ulichny, Metz and Norquist, co-sponsored by Senators Kleczka, Lorge, Adelman and Berger.

To committee on Government Operations.

#### **Assembly Bill 657**

Relating to law revision duties of the revisor of statutes, establishing a law revision committee in place of the remedial legislation and judiciary committees of the legislative council and of the joint committee on revisions, repeals and uniform laws and making an appropriation.

By Legislative Council.

To committee on Government Operations.

**Assembly Bill 658**

Relating to reports from the department of health and social services to the legislature regarding juveniles adjudged delinquent.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 659**

Relating to records of juveniles whose legal custody has been transferred to the department of health and social services.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 660**

Relating to procedures for issuance and legislative review of attorney general's opinions.

By Representatives Jackamonis, McClain, Rogers, Thompson, Behnke, Plewa, Smith, Kirby, Coggs, Becker, Murray, Omernick and Dilweg, co-sponsored by Senators Berger, Moody and Johnston.

To Joint Committee for Review of Administrative Rules.

**Assembly Bill 661**

Relating to revising branching and lending area statutes applicable to savings and loan associations.

By committee on Financial Institutions.

To committee on Financial Institutions.

**Assembly Bill 662**

Relating to certain revisions of the savings and loan statutes.

By committee on Financial Institutions.

To committee on Financial Institutions.

**Assembly Bill 663**

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.

By Representatives Coggs, Becker, Ward, Ulichny, Leopold and Loftus, co-sponsored by Senators Berger, Swan and Braun.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 664**

Relating to prohibiting unfair ethnic relations practices, creating an ethnic relations commission, granting rule-making authority and making an appropriation.

By Representatives Coggs, Ward, Becker and Clarenbach.

To committee on State Affairs.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

**Assembly Bill 665**

Relating to the length of sentences to be served by parolees returned to prison.

By Representative Coggs, co-sponsored by Senator Swan.  
To committee on Criminal Justice and Public Safety.

**Assembly Bill 666**

Relating to relocation payments.

By Representatives Coggs and Ward, co-sponsored by Senator Swan.

To committee on Local Affairs.

**Assembly Bill 667**

Relating to the composition of county highway committees.

By Representatives Gagin, Quackenbush, Matty, Bradley, Lewison, Porter, Omernick, Hopkins, Ladwig, Harer, Klicka, Young, Paulson and Pabst.

To committee on Highways.

**Assembly Bill 668**

Relating to mandatory revocation of licenses for certain traffic violations.

By Representatives Kincaid, Vanderperren, Lallensack and Larson, co-sponsored by Senator Krueger.

To committee on Highways.

**Assembly Bill 669**

Relating to monthly registration of certain vehicles used to transport logs and certain agricultural and dairy products.

By Representatives Kincaid, Fischer, Laatsch and Larson, co-sponsored by Senators Krueger and Van Sistine.

To committee on Highways.

**Assembly Bill 670**

Relating to the registration of vehicles used to transport unmanufactured forest products.

By Representatives Kincaid, Vanderperren, Fischer and Larson, co-sponsored by Senators Krueger and Van Sistine.

To committee on Highways.

**Assembly Bill 671**

Relating to a school board's authority to submit a resolution to issue bonds to the electors at a special or regular election.

By Representatives Kincaid and Donoghue, co-sponsored by Senator Krueger.

To committee on Education.

**Assembly Bill 672**

Relating to recording in municipal court.

By Representatives Tuczynski, Soucie, Czerwinski, Behnke, Pabst and Ulichny.

To committee on Judiciary.

**Assembly Bill 673**

Relating to competitive bidding requirement for harbor construction, repair and maintenance and related materials, supplies and equipment.

By Representatives Soucie, Leopold, Pabst, Tuczynski, Czerwinski, Behnke and Ulichny.

To committee on Transportation.

**Assembly Bill 674**

Relating to eligibility for appointment to board of harbor commissioners.

By Representatives Tuczynski, Soucie, Czerwinski, Behnke, Pabst and Ulichny.

To committee on Transportation.

**Assembly Bill 675**

Relating to the distribution of public utility taxes to towns.

By Representative Dorff, co-sponsored by Senator Maurer.

To committee on Revenue.

**Assembly Bill 676**

Relating to parking restrictions on private and public property, the requirement for posting parking restrictions and providing a penalty.

By Representatives Rooney, Andrea, Ferrall and Porter.

To committee on Highways.

**Assembly Bill 677**

Relating to the requirement of first aid and basic life support instruction in grades 7 to 12 in public and private schools, granting rule-making authority and making an appropriation.

By Representatives Czerwinski and Murray, co-sponsored by Senator Cullen, by request of Health Policy Council.

To committee on Education.

**Assembly Bill 678**

Relating to consolidated income tax returns by affiliated corporations and granting rule-making authority.

By Representatives Roberts, Schneider, Otte, Plewa, Thompson and Shabaz.

To committee on Revenue.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

**Assembly Bill 679**

Relating to requiring school districts to provide a variety of pupil services.

By Representatives Leopold, Ferrall and Rogers.

To committee on Education.

**Assembly Bill 680**

Relating to a surcharge for persons making election campaign fund designations on income tax returns.

By Representatives Shabaz, Thompson, Luckhardt, Lewison, Snyder, Dilweg, Goodrich, Matty, Hopkins, Tuczynski, Ladwig, Klicka, Tregoning, Barczak, Prosser and DeLong, co-sponsored by Senators Johnston, Murphy, Opitz and Krueger.

To committee on Elections.

**Assembly Bill 681**

Relating to prohibiting discrimination by health care institutions against medical assistance recipients and providing a penalty.

By Representatives Czerwinski and Loftus.

To committee on Health and Social Services.

**Assembly Bill 682**

Relating to defining as mopeds power-driven cycles without pedals and providing for registration of such cycles at the fee for mopeds.

By Representative Plewa, by request of Henry J. Koshollek.

To committee on Highways.

**Assembly Bill 683**

Relating to granting the governor and the department of administration certain energy emergency powers, granting rule-making authority and providing a penalty.

By committee on Energy, by request of Governor Lee Sherman Dreyfus.

To committee on Energy.

---

COMMITTEE REPORTS

The committee on Energy reports and recommends:

**Assembly Bill** ——— (lrb 4691/2)

Relating to granting the governor and the department of administration certain energy emergency powers, granting rule-making authority and providing a penalty.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

Introduction: Ayes: (6) Noes: (1)

SHARON METZ  
Chairperson

The Joint Committee on Finance reports and recommends:

**Assembly Bill 84**

Relating to tuition payments by the state for children in certain group homes.

Adoption of assembly amendment 1 to assembly substitute amendment 2: Ayes: (14) Noes: (0)

Adoption of assembly substitute amendment 2:  
Ayes: (14) Noes: (0)

Passage with emergency clause attached:  
Ayes: (14) Noes: (0)

To committee on Rules.

**Assembly Bill 391**

Relating to increasing the maximum total indebtedness applicable to the Wisconsin housing finance authority.

Passage: Ayes: (12) Noes: (0)  
To calendar.

GARY JOHNSON  
Assembly Chairperson

The committee on Judiciary reports and recommends:

**Assembly Bill 293**

Relating to miscellaneous changes in the divorce laws.

Adoption of assembly substitute amendment 1:  
Ayes: (9) Noes: (0)

Passage: Ayes: (6) Noes: (3)  
To Joint Committee on Finance.

**Assembly Bill 471**

Relating to suit tax in small claims type actions and the clerk's fee in garnishment actions.

Passage: Ayes: (8) Noes: (1)  
To committee on Rules.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

**Senate Bill 77**

Relating to allowing the same judge to hear the preliminary examination and the trial.

Concurrence: Ayes: (7) Noes: (2)  
To committee on Rules.

JAMES RUTKOWSKI  
Chairperson

The committee on State Affairs reports and recommends:

**Assembly Bill 158**

Relating to consignment of works of fine art, rights of creditors of art dealers and providing a penalty.

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

Passage: Ayes: (13) Noes: (0)  
To committee on Rules.

**Assembly Bill 347**

Relating to changing the register of deeds fees.

Passage: Ayes: (13) Noes: (0)  
To Joint Committee on Finance.

**Assembly Bill 447**

Relating to the age for application for an identification card.

Passage: Ayes: (13) Noes: (0)  
To committee on Rules.

JOHN PLEWA  
Chairperson

---

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Bill 49  
Assembly Bill 50  
Assembly Bill 54  
Assembly Bill 166

Passed and asks concurrence in:



JOURNAL OF THE ASSEMBLY [May 24, 1979]

**Senate Bill 23**  
**Senate Bill 91**

---

ACTION ON THE SENATE MESSAGE

**Senate Bill 23**

Relating to revision of the insurance security fund law and granting rule-making authority.

By Legislative Council.

To committee on Financial Institutions.

**Senate Bill 91**

Relating to temporary service by retired family court commissioners.

By Senators Murphy, Lorge, Swan and Frank; co-sponsored by Representatives Snyder, Opitz, Klicka, Donoghue and Behnke.

To committee on Judiciary.

---

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for today's session for Representatives Behnke, Helbach, Miller and Murray. Granted.

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representative Harer. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 391** be withdrawn from the calendar and taken up at this time. Granted.

**Assembly Bill 391**

Relating to increasing the maximum total indebtedness applicable to the Wisconsin housing finance authority.

The question was: Shall **Assembly Bill 391** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 391** be given a third reading. Granted.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

The question was: **Assembly Bill 391** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Byers, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Munts, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Snyder, Swoboda, Tesmer, Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 72.

Noes -- Becker, Bradley, Broydrick, Clarenbach, Conradt, Gagin, Hopkins, Lee, Leopold, Lewis, Matty, Merkt, Omernick, Quackenbush, Shabaz, Soucie, Thompson, Travis, D., Tregoning and Young -- 20.

Absent or not voting -- Behnke, Harer, Helbach, Miller and Murray -- 5.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 391** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent that the assembly adjourn in honor of Representatives Otte and Potter who organized Sheboygan Brat Day. Granted.

Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthdays of Representatives Hopkins, Omernick and Tregoning. Granted.

Pursuant to Representative Barczak's unanimous consent request of Thursday, May 17 (*Assembly Journal*, page 636), the following list of votes is printed in the journal.

Tuesday, May 8, 1979

Shall Assembly Joint Resolution 36 be laid on the table? No

Shall assembly amendment 2 to Assembly Joint Resolution 36 be rejected? Aye

JOURNAL OF THE ASSEMBLY [May 24, 1979]

Shall Assembly Joint Resolution 36 be adopted? Aye

Shall assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 83 be rejected? Aye

Shall assembly amendment 3 to assembly substitute amendment 2 to Assembly Bill 83 be rejected? No

Shall Assembly Bill 83 be ordered engrossed and read a third time? Aye

Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 165 be rejected? Aye

Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 165 be rejected? Aye

Shall assembly amendment 7 to assembly substitute amendment 1 to Assembly Bill 165 be rejected? Aye

Shall assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 165 be rejected? Aye

Shall Assembly Bill 165 pass? Aye

Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 245 be rejected? Aye

Shall assembly amendment 4 to Assembly Bill 194 be rejected? Aye

Shall Assembly Bill 194 be referred to the committee on Tourism, Recreation and Economic Development? No

Shall assembly amendment 5 to Assembly Bill 194 be rejected? Aye

Shall assembly amendment 6 to Assembly Bill 194 be adopted? Aye

Shall assembly amendment 7 to Assembly Bill 194 be rejected? Aye

Shall Assembly Bill 194 be ordered engrossed and read a third time? Aye

Shall Assembly Bill 245 be referred to the committee on Agriculture? Aye

Shall Senate Bill 224 be concurred in? Aye

Thursday, May 10, 1979

Shall Assembly Bill 194 pass? Aye

Shall Assembly Bill 149 be ordered engrossed and read a third time? Aye

Shall Assembly Bill 149 pass? Aye

Shall Assembly Bill 168 be laid on the table? No

Shall Assembly Bill 185 be ordered engrossed and read a third time? Aye

Shall Assembly Bill 185 pass? Aye

## JOURNAL OF THE ASSEMBLY [May 24, 1979]

Shall assembly amendment 2 to Assembly Bill 204 be rejected?

No

Shall Assembly Bill 204 pass? Aye

Shall Assembly Bill 214 pass? Aye

Shall Assembly Bill 243 pass? Aye

Shall Assembly Bill 268 pass? Aye

Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 105 be rejected? No

Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 105 be rejected? Aye

Shall Assembly Bill 105 pass? Aye

---

### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### **Assembly Bill 277**

1. On page 2, line 5, substitute "trial" for "trail".
2. On page 4, line 7, substitute "how" for "now".

#### **Assembly Bill 465**

1. On page 2, line 8, substitute "an" for the 2nd "and".

The following motions under joint rule 7 were adopted pursuant to Assembly Rule 96.

A joint certificate of congratulations by Representative Wahner for Mrs. Ida Neuman on the occasion of her 70th birthday.

A joint certificate of commendation by Representatives Lorman, Luckhardt and Radtke; co-sponsored by Senator Bear for Saint Coletta's School on the occasion of its 75th anniversary.

A joint certificate of commendation by Representatives Lorman, Luckhardt and Radtke for Bethesda Lutheran Home on the occasion of its 75th anniversary.

A joint certificate of commendation by Representative Helbach; co-sponsored by Senator Bablitch for Charlotte Brown in recognition of her years of service to the people of Stevens Point.

A joint certificate of congratulations by Representative Thompson; co-sponsored by Senator Bidwell for Harriet Hajengo, Harland Topping and Lena Bickow on the occasion of being nominated as "Outstanding Residents of the Year" at the Divine Savior Nursing Home in Portage.

JOURNAL OF THE ASSEMBLY [May 24, 1979]

A joint certificate of commendation by Representatives Soucie and Rutkowski for Clarence R. Allender on the occasion of his retirement as Greenfield School District superintendent.

A joint certificate of commendation by Representative Wahner for His Eminence Archbishop Iakovos of the Greek Orthodox Church on the 20th anniversary of his enthronement.

A joint certificate of congratulations by Representatives Wood and Murray for the members of the Wisconsin School for the Visually Handicapped swimming team on the occasion of winning the Kentucky Invitational Tournament.

A joint certificate of congratulations by Representative Clarenbach for Rabbi Manfred Swarsensky on the occasion of receiving an honorary Doctor of Humanities degree from the University of Wisconsin.

---

Representative Wahner moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, May 29.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

9:25 A.M.