

JOURNAL OF THE SENATE

**Eighty-Fourth Regular Session**

WEDNESDAY, January 9, 1980.

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

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INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 501**

Relating to product liability actions against 3rd parties under worker's compensation.

By Senator Berger; cosponsored by Representative Stitt.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 502**

Relating to creating a defense and excluding evidence in an action for damages caused by a defective product.

By Senator Berger; cosponsored by Representative Stitt.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 503**

Relating to the statute of limitations in product liability actions.

By Senator Berger; cosponsored by Representative Stitt.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 504**

Relating to raising the minimum age for an operator's license to 17 and authorizing a restricted license for employment purposes.

By Senator Johnston.

To committee on Aging, Business and Financial Institutions and Transportation.

**Senate Bill 505**

Relating to increasing the gift tax exemption for interspousal transfers.

By Senator Johnston.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 506**

Relating to extending the coverage of minority group pupil transfer aid and making an appropriation.

By Senator Johnston.

To committee on Education and Revenue.

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### **Senate Bill 507**

Relating to increasing the appropriation to the board of vocational, technical and adult education for fire schools.

By Senators Bear, Thompson, Cullen, Roshell, Frank, Hanaway and McCallum; cosponsored by Representatives Wahner, Helbach, McEssy, Ladwig, Everson, Matty, Potter, Wagner, Vanderperren, Coggs and Miller.

To committee on Education and Revenue.

### **Senate Bill 508**

Relating to restricting dangerous drugs and liquor in prisons and jails and providing penalties.

By Senators Hanaway, Lasee, Flynn, Adelman, McCallum, Chilsen, Berger, Radosevich and Johnston; cosponsored by Representatives Young, Schmidt, Hasenorhl, Laatsch, Stitt, Robertson, Nelson, DeLong, Lingren, Klicka, Conradt and Prosser.

To committee on Judiciary and Consumer Affairs.

### **Senate Bill 509**

Relating to taking hostages and providing a penalty.

By Senators Hanaway, Johnston, Adelman, Lasee, McCallum, Chilsen, Flynn, Berger, Cullen and Radosevich; cosponsored by Representatives Young, Schmidt, McEssy, Medinger, Laatsch, Stitt, Nelson, DeLong, Lingren, Klicka, Conradt and Prosser.

To committee on Judiciary and Consumer Affairs.

### **Senate Bill 510**

Relating to authorizing grants for a metropolitan veterans' service center and making an appropriation.

By Senator Swan; cosponsored by Representative Coggs.

To committee on Governmental and Veterans Affairs.

### **Senate Bill 511**

Relating to conveying certain submerged lands to the city of Kewaunee.

By Senator Lasee; cosponsored by Representative Swoboda, by request of the City of Kewaunee.

To committee on Governmental and Veterans Affairs.

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## COMMITTEE REPORTS

The joint committee for Review of Administrative Rules reports and recommends:

### **Senate Bill 512**

Relating to the authorization and requirement for rule making concerning certain subjects, and granting rule-making authority.

Introduction:

Ayes, 8 -- Senators Berger, Braun, Moody, Murphy and  
Representatives Rogers, Clarenbach, Wagner and  
Thompson;

Noes, 0 -- None.

Read first time and referred to joint committee for Review of Administrative Rules.

### **Senate Bill 513**

Relating to legislative procedure regarding the treatment of bills to prevent promulgation of administrative rules.

Introduction:

Ayes, 8 -- Senators Berger, Braun, Moody, Murphy and  
Representatives Rogers, Clarenbach, Wagner and  
Thompson;

Noes, 0 -- None.

Read first time and referred to joint committee for Review of Administrative Rules.

DAVID G. BERGER  
Co-chair

WILLIAM J. ROGERS  
Co-chair

The committee on Judiciary and Consumer Affairs reports and recommends:

### **Senate Bill 396**

Relating to procedure in cases before the court of appeals.

Introduction and adoption of senate amendment 1:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

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### **Assembly Bill 110**

Relating to claims against the state for wrongful imprisonment by persons who are convicted of a crime.

Concurrence:

Ayes, 3 -- Senators Adelman, Bear and Braun;

Noes, 1 -- Senator Murphy.

### **Assembly Bill 277**

Relating to juries and jurors.

Concurrence:

Ayes, 3 -- Senators Adelman, Bear and Braun;

Noes, 1 -- Senator Murphy.

### **Assembly Bill 459**

Relating to removing latin terms from the statutes.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

### **Assembly Bill 462**

Relating to fees for the garnishment of the earnings of public officers and employes.

Introduction and adoption of senate amendment 1:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

### **Assembly Bill 471**

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

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

### **Assembly Bill 507**

Relating to disorderly conduct.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

### **Assembly Bill 517**

Relating to the filing of elections relating to certain corporate liquidations.

Concurrence:

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Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 688**

Relating to special inspection warrants for arson investigators.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 783**

Relating to fraud concerning the use of campgrounds and providing a penalty.

Introduction and adoption of senate substitute amendment 1:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

Concurrence as amended:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 793**

Relating to contributing to the delinquency of a minor.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 813**

Relating to revising miscellaneous statutes affecting state administrative procedures.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 887**

Relating to raising limitations on awards for loss of society and companionship.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

### **Assembly Bill 894**

Relating to privileged communications involving an interpreter for a hearing impaired person.

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;  
Noes, 0 -- None.

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### **Assembly Joint Resolution 54**

Relating to removing obsolete provisions of the state constitution regarding elections and suffrage, and creating a new article on suffrage (first consideration).

Concurrence:

Ayes, 3 -- Senators Adelman, Bear and Murphy;

Noes, 1 -- Senator Braun.

### **Assembly Joint Resolution 71**

Relating to the deletion from the constitution of unnecessary latin terms, and removing an obsolete limitation from the impeachment procedure (first consideration).

Concurrence:

Ayes, 4 -- Senators Adelman, Bear, Braun and Murphy;

Noes, 0 -- None.

LYNN S. ADELMAN

Chair

The joint committee for Review of Administrative Rules reports and recommends:

### **Senate Bill 461**

Relating to authority for the joint committee for review of administrative rules to authorize and extend the application period of emergency rules.

Passage:

Ayes, 9 -- Senator Berger, Bear, Swan, Moody and Representatives Rogers, Clarenbach, McClain, Wagner and Thompson;

Noes, 1 -- Senator Murphy.

### **Senate Bill 462**

Relating to review and disapproval of administrative rules.

Passage:

Ayes, 10 -- Senators Berger, Bear, Swan, Moody, Murphy and Representatives Rogers, Clarenbach, McClain, Wagner and Thompson;

Noes, 0 -- None.

DAVID G. BERGER

Co-chair

WILLIAM J. ROGERS

Co-chair

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SENATE CLEARINGHOUSE RULES

**Clearinghouse Rule 79-21**

A rule to amend VE 2.08(3)(b), 2.09 and 6.01(1), relating to examination and licensure of veterinarians; certification of animal technicians.

Submitted by Veterinary Examining Board.

Report received from agency, January 3, 1980

Referred to committee on Agriculture, Labor and Local Affairs.

**Clearinghouse Rule 79-75**

A rule to create H 32.055(5), relating to public access requirements for nursing homes.

Submitted by Department of Health and Social Services.

Report received from agency, January 4, 1980

Referred to committee on Human Services.

**Clearinghouse Rule 80-2**

A rule to renumber NR 45.03 and to create NR 45.03(2) and 45.09(10), relating to restrictions on the Brule River in the Brule River State Forest.

Submitted by Department of Natural Resources.

Report received from agency, January 8, 1980

Referred to committee on Natural Resources and Tourism.

The committee on Aging, Business and Financial Institutions and Transportation reports and recommends:

**Clearinghouse Rule 79-48**

A rule to repeal Bkg 76.02 and 76.99; to repeal and recreate Bkg 76.01, 76.03 and 76.04; and to create Bkg 76.05, 76.06, 76.07, 76.09 and 76.10, relating to motor vehicle sales finance companies.

Submitted by Office of the Commissioner of Banking.

No action taken, January 4, 1980

**Clearinghouse Rule 79-35**

A rule to repeal and recreate Ch. Bkg 76, relating to motor vehicle sales finance companies.

Submitted by Office of the Commissioner of Banking.

No action taken, January 4, 1980

TIM CULLEN

Chair

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The committee on Education and Revenue reports and recommends:

### **Clearinghouse Rule 79-11**

A rule to create UWS 20.01, 20.02 and 20.03, relating to procedures for determinations and appeals of classifications of students for tuition purposes.

Submitted by University of Wisconsin System Board of Regents.

No action taken, January 4, 1980

GARY R. GOYKE

Chair

The committee on Human Services reports and recommends:

### **Senate Clearinghouse Rule 79-10**

A rule to repeal Ch. N 6, relating to procedures for disciplinary proceedings.

Submitted by Board of Nursing.

No action taken, January 4, 1980

CARL W. THOMPSON

Chair

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## AMENDMENTS OFFERED

Senate amendment 18 to senate substitute amendment 1 to **Senate Bill 121** by Senator McCallum.

Senate substitute amendment 1 to **Senate Bill 234** by Senator Bear.

Senate amendment 1 to **Senate Bill 406** by Senator Murphy.

Senate substitute amendment 1 to **Senate Bill 436** by Senator Radosevich.

Senate amendment 1 to **Senate Bill 443** by Senator Thompson.

Senate substitute amendment 1 to **Senate Bill 469** by Senator Opitz.



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## CITATIONS

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### MOTIONS UNDER SENATE RULE 97

A Certificate of Congratulations by Senator Kreul and Representative R. Travis for the **PLATTEVILLE HIGH SCHOOL GIRLS' VOLLEYBALL TEAM** on the occasion of their winning the 1979 WIAA Class B Girls' Volleyball Championship;

A Certificate of Congratulations by Senator Adelman for the **OCONOMOWOC JAYCEES** for their outstanding work in Oconomowoc;

A Certificate of Congratulations by Senator Maurer for **RICHARD LINDL** on the occasion of his retirement as Director of the Kenosha County Park System.

A Certificate of Congratulations by Senator Lorge and Representative Byers for **MRS. E. SUE KUSSMANN** on the occasion of her graduation from the University of Wisconsin-Stevens Point.

A Certificate of Congratulations by Senator Moody for **DR. FRANK CASSELL** on the occasion of his resumption of full professorial duties.

A Certificate of Congratulations by Senator Krueger and Representative Donoghue for the **MERRILL SENIOR HIGH FOOTBALL TEAM** on the occasion of their winning the 1979 Wisconsin Valley Championship.

A Certificate of Congratulations by Senator Lasee and Representative Fischer for **JUDGE JOSEPH GUCKEISEN** on the occasion of his retirement.

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### CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Assembly Bill 636**, assembly substitute amendment 2

On page 6, line 27, after the comma, insert "of the statutes".