

Eighty-Seventh Regular Session

WEDNESDAY, April 3, 1985

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 135

Relating to small claims actions, worthless checks, retail theft, dates of accounts on checks and providing penalties.

By Senators Norquist, Engeleiter, Czarnecki, Lee, Chvala, Van Sistine, Andrea, McCallum, Rude, Chilsen, Lasee, Moen, Stitt, Kincaid, Plewa, George and Hanaway; cosponsored by Representatives Loftus, Panzer, Hephner, Hasenohrl, Goetsch, Shoemaker, Volk, Antaramian, York, Weeden, Radtke, D. Travis, Schober, Berndt, Vanderperren, Van Gorden, Zeuske, Krug, Mark Lewis, Buettner, Ourada, Grobschmidt, R. Thompson, T. Thompson, Schneiders, Wineke and Rosenzweig, by request of Attorney General Bronson LaFollette, Wisconsin Merchants Federation, Wisconsin Chapter - National Hearing Aid Society, Wisconsin Jewelers Association, Wisconsin Sporting Good Association, Wisconsin Automatic Merchandising Council, Wisconsin Credit Union League, Wisconsin Farm Equipment Association, Wisconsin Hospital Association, Independent Auto and Truck Repair Centers of Wisconsin, National Federation of Independent Business, Independent Business Association of Wisconsin, Wisconsin Independent Businessmen, Independent Liquor Wholesalers, Wisconsin Innkeepers Association, Oil Jobbers of Wisconsin, Inc., Wisconsin Professional Police Association, Retail Gasoline Deals of Wisconsin, Wisconsin Retail Lumbermen's Association, Tavern Hosts of Wisconsin, Truck Stop Operators of Wisconsin, Wisconsin Wholesale Beer Distributors, Wisconsin Wine and Spirit Institute, Wisconsin Polygraph Association, Wisconsin Auto Collision Technicians Association, Conference of Retail Associations, Wisconsin Grocers Association, Wisconsin Collectors Association, Inc., Wisconsin Association of Life Underwriters, Wisconsin Manufacturers and Commerce and Wisconsin Retail Hardware Association.

To committee on Judiciary and Consumer Affairs.

Senate Bill 136

Relating to misappropriation of trade secrets.

By Legislative Council.

To committee on Judiciary and Consumer Affairs.

Senate Bill 137

Relating to abolishing the unfair sales act.

By Senators Norquist and Czarnecki; cosponsored by Representatives Crawford and Nelsen.

To committee on Labor, Business, Veterans Affairs and Insurance.

Senate Bill 138

Relating to a partial income tax exemption for retirement benefits.

By Senators Van Sistine, Plewa, Andrea, Lasee and McCallum; cosponsored by Representatives Clarenbach, Medinger, Vanderperren, Larson, Holperin, Swoboda, Mark Lewis, Hauke, Matty, Hasenohrl, Black, Musser and Van Gorden.

To Joint Survey committee on Tax Exemptions.

Senate Bill 139

Relating to sentences of restitution and making an appropriation.

By Senators Ulichny, Harsdorf, Rude, Moen, Lasee, Norquist, Leraan, Van Sistine, Lee, Kincaid, Lorman, Otte and Plewa; cosponsored by Representatives T. Thompson, Fergus, J. Young, Bell, Musser, Paulson, Berndt, Potter, Ourada, Buettner, Antaramian, Welch, Grobschmidt, Huelsman, Hasenohrl, Volk, Shoemaker, York, Weeden, D. Travis, Goetsch, Zeuske, Welch, Lepak, Rosenzweig, Krug, Schneiders, Vergeront, Magnuson, Barca and Hubler.

To committee on Judiciary and Consumer Affairs.

Senate Bill 140

Relating to the due date for inheritance taxes and estate taxes and the interest on late payments of them.

By Senator Lasee; cosponsored by Representatives Goetsch, Ladwig, Wimmer, Musser and Nelsen.

To committee on Tourism, Revenue, Financial Institutions and Forestry.

Senate Bill 141

Relating to the use of lead and other types of shot for hunting waterfowl.

By Senators Czarnecki, Strohl, Lee, Norquist and Lorman; cosponsored by Representatives Black, Merkt, Carpenter, Crawford, Krug, Metz, Rosenzweig, Seery, S. Cogs and Barca.

To committee on Energy and Environmental Resources.

Senate Bill 142

Relating to sexual acts with minors by persons in a position of authority and providing penalties.

By Senators Theno, Lasee and Chilsen; cosponsored by Representatives Plizka, J. Young, Buettner and Lepak.

To committee on Judiciary and Consumer Affairs.

Senate Bill 143

Relating to directing property tax assessors to consider the lack of governmental services in valuing condominiums.

By Senators Czarnecki, Lee and Risser; cosponsored by Representatives Barrett, Hauke, Welch, Carpenter, Grobschmidt, Seery, M. Cogs and Magnuson.

To committee on Urban Affairs, Utilities and Elections.

JOURNAL OF THE SENATE

Senate Bill 144

Relating to changing the term of office for the secretary of regulation and licensing from 6 years to a term expiring at the pleasure of the governor.

By Senators Czarnezki, Lee, Davis, Otte, Moen and Adelman; cosponsored by Representatives Williams and Holschbach.

To committee on Education and Government Operations.

State of Wisconsin
Legislative Council

March 29, 1985

To the Honorable the Senate:

I am pleased to transmit to you the following report to the 1983 Legislature on legislation introduced by the Legislative Council:

RL 85- 1 -- Legislation on Regional Interstate Banking (Assembly Bill 141)

RL 85- 2 -- Legislation on the State Deposit Guarantee Fund (Assembly Bill 146)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, Room 147 North, State Capitol.

Sincerely,
BONNIE REESE
Executive Secretary

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of Agriculture, Trade & Consumer Protection

March 25, 1985

To the Honorable, the Senate:

Enclosed is a report completed by this Department pursuant to Act 397 on the quantity of the pesticides 2, 4, 5-T and silvex held in Wisconsin.

Please call me or Edward Bergman of my staff at 266-2295 for additional information or assistance.

Sincerely,
K. P. ROBERT
Administrator

State of Wisconsin
Department of Health and Social Services

March 22, 1985

To the Honorable, the Senate:

The Department is pleased to transmit to you the Annual Report on the Child Abuse and Neglect Act. The Department received 9,614 reports of suspected child abuse and neglect in 1983 compared to 9,067 reports in 1982. There has been a 24 fold increase of reports since 1969. It is important to note that at the time of the compilation at least a 56% increase in reporting over 1983. As such, this significant increase will not be reflected within the contents of this report but rather at the time the 1985 report is completed for 1984 data.

Wisconsin continued its commitment to children and families by passing three pieces of legislation affecting child abuse and neglect during the past session. Wisconsin Act 172 substantially revised the child abuse and neglect reporting laws. Wisconsin Act 197 allows for the use of videotaping by the courts and Wisconsin Act 27 created the Children's Trust Fund as a mechanism to fund community-based primary prevention programs.

We continue to recognize the seriousness of these problems and wish to reaffirm our commitment to providing the skill and resources necessary to help protect Wisconsin's children and allow them to grow and be nurtured in strong families.

Sincerely,
LINDA REIVITZ
Secretary

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 27, 1985

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

| Senate Bill | Act No. | Date Approved |
|-------------|---------|----------------|
| 35 | 10 | March 27, 1985 |

Respectfully,
ANTHONY S. EARL
Governor

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 84-150

AN ORDER to repeal and recreate ch. HSS 198, relating to vending of foods and beverages.

Submitted by Department of Health and Social Services.

Report received from agency, March 28, 1985.

Referred to committee on Agriculture, Health and Human Services, April 3, 1985.

Clearinghouse Rule 85-176

AN ORDER to repeal NR 154.20 (1) and (3) (e), 155.01 (5), (6) and (7), 155.02, 155.04 and 155.07; to renumber ch. NR 155 (title) and NR 155.01 (intro.), 155.035, 155.05 and 155.06; to renumber and amend NR 154.20 (title), (2) and (3) (a) to (d), 155.01 (1), (2), (3) and (4), 155.03 and 155.06 (3); and to create NR 415.01 (4) and (6) to (13), 415.02, 415.04, 463.01 and 463.03 (5), relating to air pollution episode levels and episode emission control action programs, ambient air quality standards and air quality monitoring.

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Submitted by Department of Natural Resources.
Report received from agency, April 2, 1985.
Referred to committee on Energy and Environmental Resources, April 3, 1985.

Clearinghouse Rule 84-194

AN ORDER to repeal chs. Ath 1 to 4; and to create chs. RL 100 to 105 and 110 to 115, relating to the regulation of boxing.

Submitted by Department of Regulation and Licensing.

Report received from agency, March 27, 1985.

Referred to committee on Education and Government Operations, April 3, 1985.

Clearinghouse Rule 84-203

AN ORDER to create NR 8.01 (1) (h) and (m) and 8.04, relating to identification requirements for license purchases by Wisconsin residents.

Submitted by Department of Natural Resources.

Report received from agency, April 2, 1985.

Referred to committee on Energy and Environmental Resources, April 3, 1985.

The committee on Tourism, Revenue, Financial Institutions and Forestry reports and recommends:

Clearinghouse Rule 84-182

AN ORDER to create ch. HSS 197, relating to homes providing bed and breakfast for tourists.

Submitted by Department of Health and Social Services.

No action taken.

LLOYD H. KINCAID
Chair

The committee on Labor, Business, Veterans Affairs and Insurance reports and recommends:

Clearinghouse Rule 84-229

AN ORDER to repeal Ind 88.22 (1), (2), (3), (5) and (6); to renumber Ind 88.18 (4); to amend Ind 88.01 (2) and 88.10; and to create Ind 88.18 (4), relating to equal opportunities and fair employment practices.

Submitted by Department of Industry, Labor & Human Relations.

No action taken.

JEROME VAN SISTINE
Chair

The committee on Agriculture, Health and Human Services reports and recommends:

Clearinghouse Rule 84-98

AN ORDER to create ch. DE 10, relating to dental franchises.

Submitted by Department of Regulation and Licensing.

Objection:

Ayes, 7 -- Senators Moen, Otte, Norquist, Feingold, Ulichny, Lorman and Rude;
Noes, 0 -- None.

RODNEY C. MOEN
Chair

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

State of Wisconsin
Revisor of Statutes Bureau
Madison, Wisconsin

April 1, 1985

Donald J. Schneider
Senate Chief Clerk

Dear Mr. Schneider:

The following rules have been published and are effective:

- Clearinghouse Rule 84- 23 effective April 1, 1985.
- Clearinghouse Rule 84- 33 effective April 1, 1985.
- Clearinghouse Rule 84- 52 effective April 1, 1985.
- Clearinghouse Rule 84- 54 effective April 1, 1985.
- Clearinghouse Rule 84- 56 effective April 1, 1985.
- Clearinghouse Rule 84- 57 effective April 1, 1985.
- Clearinghouse Rule 84- 58 effective April 1, 1985.
- Clearinghouse Rule 84- 59 effective April 1, 1985.
- Clearinghouse Rule 84- 70 effective April 1, 1985.
- Clearinghouse Rule 84- 85 effective April 1, 1985.
- Clearinghouse Rule 84-105 effective April 1, 1985.
- Clearinghouse Rule 84-111 effective April 1, 1985.
- Clearinghouse Rule 84-112 effective April 1, 1985.
- Clearinghouse Rule 84-119 effective April 1, 1985.
- Clearinghouse Rule 84-126 effective April 1, 1985.
- Clearinghouse Rule 84-147 effective April 1, 1985.
- Clearinghouse Rule 84-148 effective April 1, 1985.
- Clearinghouse Rule 84-152 effective April 1, 1985.
- Clearinghouse Rule 84-161 effective April 1, 1985.
- Clearinghouse Rule 84-175 effective April 1, 1985.
- Clearinghouse Rule 84-181 effective April 1, 1985.
- Clearinghouse Rule 84-184 effective April 1, 1985.
- Clearinghouse Rule 84-195 effective April 1, 1985.
- Clearinghouse Rule 84-196 effective April 1, 1985.

Sincerely,
GARY L. POULSON
Assistant Revisor

AMENDMENTS OFFERED

Senate amendment 1 to Assembly Bill 11 by Senator Kincaid.