

STATE OF WISCONSIN
Senate Journal
Eighty-Seventh Regular Session

TUESDAY, June 18, 1985

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Father J. Gibbs Clauder of Madison General Hospital.

The senate remained standing and Senator Chvala led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnetzki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Theno, Ulichny and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 261

Relating to sexual assault of persons who are 62 years old or older.

By Senators Rude, Andrea, Norquist, Lee, Chilsen and Plewa; cosponsored by Representatives Clements, Medinger, Vanderperren, Hubler, T. Thompson, Magnuson, Goetsch, Rosenzweig, Zeuske, Buettner, Manske, Carpenter, Grobschmidt, Lepak, Ourada, Mark Lewis and Gruszynski.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Senate Bill 262

Relating to notice required prior to a termination of parental rights hearing.

By Senators Rude, Adelman, Engeleiter, Kreul, Hanaway, McCallum and Lasee; cosponsored by Representatives Bell, Medinger, Clements, Kasten and Schober.

Read first time and referred to committee on Judiciary and Consumer Affairs.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 84-162

AN ORDER to repeal ch. N 11; to renumber N 4.05 to 4.08 and chs. N 6 and 10; to repeal and recreate ch. N 7; and to create N 4.05 and ch. N 5, relating to scholarship funds, temporary permits, rules of conduct and renewal of registration or licensure.

Submitted by Department of Regulation and Licensing.

Report received from agency, June 14, 1985.

Referred to committee on Agriculture, Health and Human Services, June 18, 1985.

Clearinghouse Rule 85-40

AN ORDER to repeal and recreate ILHR 83.18 (1), (2) and (4), relating to the use of holding tanks as private sewage systems.

Submitted by Department of Industry, Labor & Human Relations.

Report received from agency, June 14, 1985.

Referred to committee on Energy and Environmental Resources, June 18, 1985.

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

Clearinghouse Rule 85-29

AN ORDER to amend and revise chapters ILHR 50 to 55 and 57 to 64, relating to provisions of the building and heating, ventilating and air conditioning code.

Submitted by Department of Industry, Labor & Human Relations.

No action taken.

Clearinghouse Rule 85-51

AN ORDER to repeal and recreate Ind 88.08 (2), relating to equal opportunity and fair employment practices.

Submitted by Department of Industry, Labor & Human Relations.

No action taken.

Clearinghouse Rule 85-28

AN ORDER to amend Ins 17.28 (intro.) and (6), relating to health care provider fees for the patients compensation fund.

Submitted by Office of the Commissioner of Insurance.

Modifications received.

JEROME VAN SISTINE
Chair

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

RECESS

2:00 P.M.

Clearinghouse Rule 85-33

AN ORDER to repeal Ag 20.09 (4); to renumber Ag 20.09 (3); to amend Ag 20.09 (intro.), (1), (2) and (6) (a); and to create Ag 20.09 (3), relating to fees for testing agricultural and vegetable seed samples.

Submitted by Department of Agriculture, Trade and Consumer Protection.

No action taken.

RODNEY C. MOEN
Chair

The senate reconvened.

By request of Senator Cullen, with unanimous consent, to provide for consideration of amendments, a cut-off time of 5:00 P.M. Wednesday, June 19, 1985 was established for drafting requests to be made to the LRB for amendments to Assembly Bill 85. Requests may be made after this time, but may not be introduced without approval of a majority of all members.

The committee on Transportation reports and recommends:

AMENDMENTS OFFERED

Clearinghouse Rule 84-225

AN ORDER to amend Trans 137.03 (7), (8) and (9), relating to motor vehicle manufacturer's licenses.

Submitted by Department of Transportation.

No action taken.

Senate amendment 1 to Senate Bill 247 by Senator Lee.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Wednesday, June 19.

2:18 P.M.

Clearinghouse Rule 84-220

AN ORDER to create chapter Trans 29, relating to installing and maintaining utility facilities on department of transportation railroad property.

Submitted by Department of Transportation.

No action taken.

CARL OTTE
Chair

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Assembly Bill 85, assembly amendment 9 to assembly substitute amendment 1:

1. Page 1, line 2: substitute '343' for '346'.

Assembly Bill 85, assembly substitute amendment 1:

2. Page 383, line 33: on lines 33 and 34, substitute '(1m)' for '(1)'.
3. Page 603, line 17: strike through 'in this state'.

NOTE: The drafting record indicates that this text was to be stricken rather than the text which is restored by the next Item of this chief clerk's correction.

4. Page 603, line 25: restore the stricken 'in this state'.
NOTE: See the NOTE to the preceding Item of this chief clerk's correction.

5. Page 604, line 26: after '\$15' insert a stricken period.

6. Page 604, line 27: before 'X-ray' insert an underscored period.

7. Page 604, line 28: substitute a plain period for the underscored period.

8. Page 626, line 30: substitute '2.' for '1.'.

9. Page 780, line 13: delete 'on' and substitute 'one'.

10. Page 803, line 14: delete '20.255' and substitute '20.285'.

11. Page 817, line 23: delete lines 23 to 26.

NOTE: There is no '145.225'.

12. Page 834, line 37: delete 'applies' and substitute 'apply'.

13. Page 836, line 14: before 'and' insert 'of the statutes'.

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

Assembly Bill 85

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 85

Relating to state finances and appropriations, constituting the executive budget bill of the 1985 legislature, and making appropriations.

By Joint Committee on Finance, by request of Governor Anthony S. Earl.

Read first time and referred to committee on Senate Organization.

By request of Senator Cullen, with unanimous consent, the senate recessed until 2:00 P.M.

10:22 A.M.

Engrossed Assembly Bill 85

1. Page 808, line 19: after '(b)' insert '5'.

Engrossed Assembly Bill 85

1. Page 592, line 15: delete the material beginning with that line and ending with page 593, line 3.

NOTE: Duplicates text beginning with page 589, line 31 and ending with page 590, line 19.

= 2. Page 593, line 3: after that line insert: 'SECTION 1562m. 84.01 (16) of the statutes is renumbered 84.01 (16) (a) and amended to read:

84.01 (16) NOTICE OF COUNTY TRANSPORTATION AID. (a) Annually, not later than June 30, the department shall notify each county clerk of the estimated transportation aid to the county for the following ~~fiscal~~ calendar year. The estimate of aid shall not include the amount of local transportation aids under s. 86.30 for the following calendar year.

SECTION 1562p. 84.01 (16) (b) of the statutes is created to read:

84.01 (16) (b) Beginning in 1987, annually, not later than December 1, the department shall notify each

county clerk of the amount of local transportation aids to the county for the following calendar year. The anticipated receipt of these aids may not be used in determining the tax rate of a county or municipality.

SECTION 1562r. 84.01 (16m) of the statutes is created to read:

84.01 (16m) NOTICE TO DEPARTMENT OF REVENUE. Annually, not later than November 15, the department shall notify the department of revenue of the amounts of local transportation aid payments to counties and municipalities under s. 86.30 for the following calendar year to enable the department of revenue to prepare the notices required under s. 79.10 (9) (a).'

NOTE: In engrossing, this text, which was part of assembly amendment 69 to assembly substitute amendment 1, was inadvertently omitted.

3. Page 631, line 17: delete lines 17 to 22.

NOTE: Duplicates lines 11 to 16 on page 631.