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# The State of Wisconsin

SUMMARY OF THE MEASURES ON WHICH THE  
1963 WISCONSIN LEGISLATURE TOOK FINAL ACTION:

SUPPLEMENTARY REPORT FOR APRIL 1964 SESSION

LEGISLATIVE REFERENCE BUREAU

STATE CAPITOL  
MADISON, WIS. 53702

Informational Bulletin 64-7  
July 1964

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SUMMARY OF MEASURES ON WHICH THE 1963 WISCONSIN LEGISLATURE  
TOOK FINAL ACTION: SUPPLEMENTARY REPORT FOR APRIL 1964 SESSION\*

INTRODUCTION

This bulletin contains the final actions of the 1963 Legislature at the April 1964 session. It is a supplement to Research Bulletin No. 64-2 issued in March 1964 which contained the final actions to January 1, 1964.

Again all measures on which final disposition was taken are included, with the few exceptions as noted in the previous summary. The same main headings have been used, if applicable to this relatively short session, but because of the comparatively few bills contained in this bulletin, subheadings have been omitted.

Thus far, 574 laws have been enacted in the 1963 Regular Session and 1,612 bills have been introduced. The Governor has vetoed 73 bills, including one partial veto. The Legislature overrode 4 vetoes. Twelve vetoes remain to be considered when the Legislature reconvenes on November 9, 1964. Only 5 Legislatures introduced more bills; 25 enacted more laws.

Significant areas of legislative deliberation in the adjourned April session were as follows:

Apportionment: On February 28, 1964, the Wisconsin Supreme Court struck down the Legislature's attempt to apportion legislative districts by joint resolution (which does not require the Governor's signature) by holding such an attempted apportionment to be unconstitutional. The court further declared the existing apportionment to be unconstitutional and said that if a valid reapportionment was not made by May 1, 1964, the court would by May 15 establish legislative apportionment to be effective until a valid plan was enacted.

In the adjourned session in April the Legislature passed an apportionment bill which gave Milwaukee County 25 Assembly districts, and also passed a bill redistricting only the 2 Assembly seats in La Crosse County. The Governor, maintaining as before that Milwaukee County deserved 26 seats in the Assembly, vetoed the general reapportionment bill and his veto was not overridden. He also vetoed the La Crosse County bill. The Legislature made no further attempt to reapportion. On May 14, the court set forth its apportionment plan, which gave Milwaukee County 25 Assembly districts. It will be in effect for the general elections in the fall. The court's apportionment completely revised Senate and Assembly districts throughout the state; under the new apportionment no Senate district deviates by as much as one-sixth from the state-wide average for all Senate districts and the minimum population to elect a majority of the Senate is 48.4% of the state total; no Assembly district exceeds the state-wide average by more than one-third and the minimum population to elect a majority of the Assembly is 45.4% of the state's total.

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\* Prepared by Michael R. Vaughan, Legal Draftsman.

Conservation. The Governor vetoed a bill proposing to add 6 legislators to the state recreation advisory committee which has general supervision of the \$50,000,000 Outdoor Recreation and Resource Development Program. The veto is still pending.

Courts. Heretofore counties have borne the full defense costs for indigent persons charged with felonies. Now counties are liable for only the first \$10,000 of costs in any case, with the state assuming any costs in excess of that figure.

Domestic Relations. A State Advisory Council for Home and Family was established to study the varied problems of domestic relations and report its findings and recommendations annually to the Legislature.

Education. The state has been authorized to purchase the property of Milwaukee Downer College for expansion at the University of Wisconsin-Milwaukee.

The system of county superintendents of schools, in existence since Wisconsin became a state, has been abolished effective July 1, 1965. A State Co-operative Educational Service Committee will plan the creation of area educational service agencies to handle the functions of the superintendents over large areas.

A state commission has been created to administer Wisconsin's participation in the federal higher education facilities program.

Miscellany. The general revision of Wisconsin's drainage laws has finally been completed.

A bill which would have required complete disclosure of finance charges in credit transactions failed passage in the Legislature.

Municipal Government. A joint interim study committee composed of representatives from the Senate, Assembly, town boards, county boards, cities, villages, the Attorney General's office and the general public was established to prepare a plan for the apportioning of county board supervisory districts on a more equitable population basis than the existing system.

Counties were granted authority to establish controlled-access highways.

Taxation. Municipalities may now establish property "conservation areas" of deteriorating land within which property improvements to a certain value can be excluded in determining assessed valuation for tax purposes for up to 5 years.

Through income tax deductions or rebates, property taxpayers and renters 65 years of age and above with low incomes have been granted tax relief.

AERONAUTICS

Enacted

Chapter 511 grants development powers under the aeronautics law to the Wisconsin federal surplus property development corporation.

AGRICULTURE

Enacted

Chapter 555 revises the Brucellosis control program for cattle.

BANKING AND FINANCE

Defeated

Bill 330,A., to require a creditor to set forth the full financial details concerning such a transaction in writing to the person seeking credit prior to the consummation of the transaction.

CONSERVATION

Enacted

Chapter 525 changes terms of farmer members of the state soil and water conservation committee to 4 years.

Chapter 538 designates a distress signal flag to be displayed by boats in times of emergency.

Defeated

Bill 241,S., to establish the priority of certain projects under the outdoor recreation and resources development program. (Vetoed; action on veto pending)

Bill 480,A., to include 6 legislators and the director of the department of agriculture on the state recreation committee which administers the outdoor recreation and resources development program and to limit the amount of land which can be acquired in any town under the program without the town board's approval. (Vetoed; action on veto pending)

CONSTITUTIONAL AMENDMENTS - STATE

Defeated

Joint Resolution 9,S., to provide for the compulsory retirement of all judges of courts of record at age 70 and for the temporary use of retired judges, on appointment by the supreme court chief justice, in courts of record, other than the supreme court.

Joint Resolution 100,A., to permit the legislature to authorize betting at race tracks.

COURTS AND PROCEDURE

Enacted

Chapter 478 provides for a special, early election of the judge for the twenty-sixth judicial circuit (Walworth County) created by Chapter 3, Special Session.

Chapter 490 gives branch 12 of the Milwaukee county court concurrent jurisdiction with the juvenile court over violations of local traffic ordinances by juveniles.

COURTS AND PROCEDURE--ContinuedEnacted--Continued

Chapter 536 provides that the state will assume from the counties all defense costs in excess of \$10,000 arising from any court case involving an indigent defendant.

Chapter 541 permits courts to direct payments from small trusts or estates to the person having custody of or providing for the maintenance of an incompetent without requiring the appointment of a guardian.

Chapter 554 authorizes the courts to restrict driving privileges in juvenile traffic cases.

CRIME PREVENTIONEnacted

Chapter 489 revises the statute prohibiting obtaining telecommunications services by fraud.

DOMESTIC RELATIONSEnacted

Chapter 569 increases marriage license fees and creates a state advisory council for home and family to study the problems of and recommend legislation on domestic relations.

EDUCATIONEnacted

Chapter 492 provides for the annual election of the chairman of the co-ordinating committee for higher education by the members thereof.

Chapter 530 repeals the requirement that any federal aid for vocational and adult education allotted to a state school shall reduce the state appropriation to the school by an equal amount.

Chapter 532 authorizes the acquisition of Milwaukee Downer College by the state for expansion at the University of Wisconsin-Milwaukee.

Chapter 545 increases the maximum amount of each Indian scholarship payable to an individual to \$900, annually.

Chapter 549 increases appropriations to the state university to compensate for additional enrollments.

Chapter 564 increases state aids to school districts

Chapter 565 abolishes county superintendents of schools and provides machinery for the creation of not more than 25 co-operative educational service agencies to handle the superintendents' functions over large areas.

Chapter 568 prohibits personal solicitation of students for private trade, correspondence, business or vocational schools unless the solicitor obtains a permit from the governor's educational advisory committee.

Chapter 573 creates a state commission for academic facilities to administer Wisconsin's participation in the federal higher education facilities program.

Chapter 574 increases the appropriation for loans to college students and revises administrative procedures relating to such loans. (A portion of the bill proposing to raise the interest rates on such loans was vetoed. The veto is pending.)

EDUCATION--ContinuedDefeated

Bill 147, A., to permit abolishment of the office of county superintendent of schools in any county meeting certain conditions.

Bill 689, A., to redefine residency for tuition purposes at the state colleges and university.

Bill 809, A., to provide that tuition charges for nonresident pupils at vocational and adult education schools shall be the actual costs of instruction rather than a fixed sum and to require the municipality of residence to pay such charges in certain situations.  
(Vetoed; action on veto pending)

ELECTIONSEnacted

Chapter 551 sets special requirements for the number of signatures on nominating papers for the 1964 primary and general elections of Milwaukee county state senators, assemblymen and ward and village committeemen.

ESTATES AND TRUSTSEnacted

Chapter 493 permits probate courts to waive interest on taxes due on certain late-discovered property.

Chapter 498 absolves the motor vehicle department of responsibility for ascertaining that an executor or administrator purchasing a motor vehicle of the deceased has acted according to law.

FOOD AND DRUGSEnacted

Chapter 497 redefines creamed cottage cheese under the dairy, food and drugs law.

Chapter 524 permits the use of sulphur dioxides or sulphites as anti-oxidants in the processing of reconstituted lemon or lime juice.

HIGHWAYSEnacted

Chapter 518 permits counties to establish controlled-access highways.

INSURANCEEnacted

Chapter 502 sets minimum capital and surplus requirements for certain types of insurance companies.

LEGISLATURE AND LEGISLATIONEnacted

Chapter 482 provides a continuing appropriation for special counsel to represent legislative officers in reapportionment cases.

Chapter 500 establishes a joint interim committee, under the legislative council, to study county supervisory district representation and draft a plan granting greater population equality than does the present system.

LEGISLATURE AND LEGISLATION--ContinuedEnacted--Continued

Chapter 506 corrects various references to Milwaukee county in the statutes and session laws.

Chapter 517 is a revisor's correction bill to correct errors in the statutes.

Chapter 522 increases the membership of the committee on Menominee Indians to include one member from Menominee county and allows the legislative council to pay expenses incurred by tribal representatives in performing committee functions.

Chapter 542 directs the revisor of statutes to delete obsolete language and modernize phraseology in printing the statutes.

Chapter 547 appropriates funds to the legislative council for its activities in helping the Menominee Indians establish self-government.

Joint Resolution 109,S., directs the legislative reference bureau to give such technical assistance to the Wisconsin supreme court in connection with its deliberations on legislative reapportionment as the court requests.

Joint Resolution 121,A., amends the joint rules relating to legislative employes.

Defeated

Bill 552,S., to increase the membership of the legislative committee to visit state institutions and to prohibit legislators from serving consecutive terms.

Bill 677,S., to redistrict the 2 assembly districts in La Crosse county. (Vetoed; action on veto pending)

Bill 679,S., to reapportion state senate and assembly districts. (Vetoed; passage over veto refused)

Joint Resolution 63,A., to direct the legislative council to study the election laws for the purpose of revising and modernizing them.

MOTOR VEHICLESEnacted

Chapter 503 authorizes tour trains, a motor vehicle and not more than 3 trailer type vehicles, to operate excursions on certain highways within limited distances.

Chapter 515 determines when the motor vehicle department shall cancel vehicle titles or registrations and establishes procedures for service of processes and notices on nonresidents.

Chapter 533 makes veterans injured in overseas peacetime military service eligible for the special disabled veterans' automobile license plates.

Chapter 548 increases the width of farm machinery which may be operated on highways without special permits and changes the times at which such operations are permitted.

Chapter 550 permits monthly registration of vehicles used to haul logs.

Defeated

Bill 698,A., to define persons to whom penalties in the motor vehicle transportation act are applicable and to deny reciprocal privileges to any foreign common motor carrier during the pendency of a suit brought by the carrier to protest a Wisconsin tax payment. (Vetoed; action on veto pending)

MUNICIPALITIES

Enacted

Chapter 483 allows town boards which create utility districts to abolish any existing town sanitary district.

Chapter 486 authorizes a county to return unexpended taxes collected from its districts for the county superintendent of schools operations, if the county superintendency is abolished and a joint superintendency created, to districts not served by the new joint superintendency.

Chapter 501 authorizes municipalities and public utilities within 50 miles of the Great Lakes to withdraw water from the lakes if they return their purified effluent to the Great Lakes basin.

Chapter 508 permits municipalities to establish "conservation areas" within which improvements of property to a certain value shall be excluded in computing assessed valuation for up to 5 years.

Chapter 510 permits the Milwaukee county executive to appoint more than one administrative secretary.

Chapter 512 clarifies appropriations for state aid to municipalities for state forest lands, hunting and fishing grounds.

Chapter 516 permits areas of at least 25,000 square feet to be developed under the urban redevelopment law.

Chapter 528 permits counties to continue making payments in addition to those authorized under workmen's compensation to employees injured before January 1, 1937, toward whom a moral obligation exists.

Chapter 539 re-establishes the provisions authorizing counties to pay additional salary to circuit court judges and provides that counties shall make the Wisconsin retirement fund contributions for such salary.

Chapter 543 authorizes municipalities to establish community relations-social development commissions.

Chapter 546 appropriates \$80,000 to Menominee county to assist in paying the costs of operating the county.

Chapter 563 revises the share of collected personal income taxes which local governments receive and changes the percentage of liquor taxes shared with local governments.

Defeated

Bill 771,A., to require that if any consolidation of adjoining municipalities is not completed within 3 years of commencement, a referendum on the question shall be held in each municipality at the next general election and if the consolidation is disapproved in either municipality, the separate status existing prior to commencement of consolidation shall be restored.

Bill 879,A., to require municipalities to complete action on their budgets for the next year by the previous November 15.

OCCUPATIONS AND PROFESSIONS

Enacted

Chapter 480 permits licensed cosmetologists to work as barber-shop manicurists.

Chapter 507 requires the state and its political subdivisions to accept the services of optometrists on the same basis as those of any other persons legally authorized to render such services.  
(Similar to Bill 134,A.)

OCCUPATIONS AND PROFESSIONS--Continued

Defeated

Bill 281, S., to limit new schools of cosmetology, to prohibit such schools from having any connection with beauty parlors and to require cosmetology field inspectors to have been licensed cosmetologist operators for 2 years and licensed managing cosmetologists for 3 years prior to their appointment.

Bill 296, S., to redefine "cosmetology" and "cosmetologist," to require new cosmetologists to be high school graduates, to require applicants for instructors' licenses to have completed a 30-day course in teacher's training and to permit the extension of the apprentice period to 30 months.

PUBLIC HEALTH

Enacted

Chapter 479 determines the apportionment of collections for county mental hospital care and makes other changes relating to county hospitals and mental health centers.

Chapter 572 makes a general revision of the drainage laws.

PUBLIC UTILITIES

Enacted

Chapter 499 allows public utilities to furnish services to their employes and pensioners at rates less than those charged the general public.

PUBLIC WELFARE

Enacted

Chapter 570 redefines "income" and "personal assets" in the health assistance payments (Kerr-Mills) act.

Chapter 571 revises payments from the state to counties for federally assisted welfare programs.

REAL ESTATE

Enacted

Chapter 505 clarifies and changes situations in which an existing village cemetery may be enlarged.

Chapter 529 increases to \$250,000 the maximum value of personal property which cemetery associations may hold.

RETIREMENT

Enacted

Chapter 534 includes county undersheriffs, deputy sheriffs and traffic policemen permanently disabled since April 1, 1962, in the line of duty and forced to retire under retirement fund provisions providing payment of one-half salary to such persons.

Chapter 567 permits certain counties under the Wisconsin retirement fund to increase the prior service credits granted employes.

RETIREMENT--Continued

Defeated

Bill 699,A., to provide state payment of full state teachers retirement contributions for teachers called to active military duty during the Berlin crisis.

STATE GOVERNMENT

Enacted

Chapter 484 appropriates \$25,000 for the purpose of advertising Wisconsin's commercial fishing industry.

Chapter 485 refunds erroneously paid inheritance taxes to a named person.

Chapter 487 requires the state to furnish uniforms for state psychiatric officers.

Chapter 491 appropriates \$10,000 to the state historical society for capital improvements at the circus world museum.

Chapters 495, 521 and 531 appropriate funds to named persons for various claims against the state.

Chapter 504 sets forth certain duties of the state treasurer and the state investment board.

Chapter 509 increases the appropriation for the soldiers' memorial hall and changes the source of such funds from the general fund to the veterans trust fund.

Chapter 520 permits the real estate brokers board to expend money for research and educational projects.

Chapter 523 provides that the state investment board may be sued in its own name and permits it to invest in real estate in other states or Canada.

Chapter 526 recreates appropriations from the general and segregated funds for moving and remodeling costs of state agencies. Chapter 540 increases the appropriation made by chapter 526 and provides reimbursement to the state building trust fund for moneys advanced for this purpose from the fund.

Chapter 527 grants discretionary powers to the printing division director to subdivide or change classes in advertising for bids on class 1 printing.

Chapter 544 corrects cross references relating to appropriations for special legal counsel employed by the state.

Chapter 552 increases the investment powers of the state investment board.

Chapter 553 permits budget bills to classify and distinguish appropriations for each contemplated program.

Defeated

Bill 834,A., to require state officers and employes to submit traveling expense claims for reimbursement within 30 days of the close of the month in which incurred.

Bill 858,A., to require the state investment board to purchase up to \$3,000,000 in Menominee Enterprises, Inc. bonds. (Vetoed; action on veto pending)

Bill 868,A., to permit the adjutant general's office to affix a facsimile of his signature to routine departmental expense vouchers.

TAXATIONEnacted

Chapter 477 repeals the sales tax on electricity for residential use.

Chapter 481 excludes property of nonprofit institutes for mentally deficient children from taxation.

Chapter 488 establishes procedures for the decentralized filing, and review by municipalities of residence, of income tax returns of individuals.

Chapter 494 exempts photographic services furnished for advertising purposes from the sales and use tax.

Chapter 496 excludes certain federal taxes in computing the sales and use tax on certain goods and services.

Chapter 513 exempts truck bodies sold to nonresidents for use outside the state from sales and use taxes.

Chapter 514 re-establishes the form which the personal property tax blotter used by assessors shall take.

Chapters 519 and 562 set the last day of the succeeding month as the time for depositing the previous quarter's withheld income taxes and collected sales and use taxes. Chapter 519 also returns the retailer's deduction of sales and use taxes for expenses of collection to 2 per cent of the amount collected.

Chapter 535 exempts the "World's Largest Cheese" and the "Cheese-Mobile" on which it is mounted from all state fees and taxes while they are on display at the New York World's Fair and on national tour.

Chapter 537 lowers to \$500 in annual income or payments the minimum for which a person and his employer must file an income tax return and employe information.

Chapter 556 excludes laundry and allied clothes-processing services on raw material or goods in process destined for sale from the sales tax.

Chapter 557 changes penalties for delinquent sales and use taxes.

Chapter 558 exempts motor fuel used in pleasure boats from the sales tax.

Chapter 559 exempts from property taxes up to 30 acres of property owned by religious associations and used for nonprofit, educational purposes.

Chapter 560 permits waiver of income tax withholding requirements with regard to certain nonresident persons employed in Wisconsin and permits deductions for dependents domiciled elsewhere.

Chapter 561 permits payment of liquor taxes on a monthly basis in the tax commissioner's discretion, rather than under the liquor stamp system.

Chapter 566 grants relief to property taxpayers or renters over age 65 with low incomes through income tax deductions or rebates.

Defeated

Bill 658, S., to exempt from the sales tax sales of property made pursuant to contracts for building or highway construction entered into prior to August 15, 1963, sales to nonprofit building corporations and sales to contractor or subcontractors as agents of exempt bodies or for resale to said bodies. (Vetoed; action on veto pending)

Bill 844, A., to return utility taxes derived from electric generating plants to the municipalities in which they are located, without such taxes being shared with the county or state.