

STATE OF WISCONSIN
Assembly Journal
Ninetieth Regular Session

TUESDAY, February 19, 1991

10:00 A.M.

The assembly met.
Representative M. Coggs in the chair.
The assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 27** offered
by Representatives Schultz and Kaufert.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 89-149

Relating to establishing safety requirements for
motor bus equipment and operation and providing for
annual motor bus safety inspections.

Submitted by Department of Transportation.

To committee on Transportation.

Referred on February 18, 1991.

Assembly Clearinghouse Rule 90-128

Relating to the apportionment method of
determining Wisconsin net income for franchise and
income tax purposes.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on February 18, 1991.

Assembly Clearinghouse Rule 90-141

Relating to soil evaluation procedures.

Submitted by Department of Industry, Labor and
Human Relations.

To committee on Environmental Resources, Utilities
and Mining.

Referred on February 18, 1991.

Assembly Clearinghouse Rule 90-214

Relating to the occasional sales exemptions for sales
and use tax purposes.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on February 18, 1991.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Resolution 5

Relating to an assembly committee on mandates.

By Representatives Duff, Urban, Prosser, Radtke,
Welch, Schneiders, Brancel, Kaufert, Ladwig,
Brandemuehl, Musser, Gard, Silbaugh, Vrakas, Loucks,
Lehman, Freese and Goetsch.
To committee on Rules.

Assembly Resolution 6

Relating to requiring 24-hour availability of copies of
bills and certain joint resolutions before passage or
concurrence.

By Representatives Deininger, Radtke, Welch,
Brandemuehl, Brancel, Foti, Hahn, Gard, Loucks,
Schultz, Underheim, Schneiders, Ladwig, Musser,
Ainsworth, Urban, Kaufert, Wimmer and Vergeront.

To committee on Rules.

Assembly Resolution 7

Relating to authorizing, when the chairperson of the
committee fails to act, a majority of the members of the
committee to schedule a public hearing or executive
action.

By Representatives Welch, Prosser, Radtke,
Deininger, Duff, Goetsch, Hahn, Ladwig, Underheim,
Turba, Loucks, Silbaugh, Musser, Brandemuehl,
Brancel, Urban, Panzer, Vrakas and Ainsworth.

To committee on Rules.

Assembly Resolution 8

Relating to authorizing, after 60 days, repetition of
the motion to withdraw from committee by majority
vote.

By Representatives Welch, Prosser, Radtke, Duff,
Goetsch, Hahn, Ladwig, Underheim, Turba, Loucks,
Silbaugh, Musser, Brandemuehl, Brancel, Urban,
Schneiders, Vrakas and Ainsworth.

To committee on Rules.

Assembly Resolution 9

Relating to prohibiting assembly committees from
meeting outside Madison during the time specified.

By Representatives Duff, Radtke, Welch, Musser,
Deininger, Brandemuehl, Underheim, Ladwig, Loucks,
Lehman, Freese and Goetsch.

To committee on Rules.

Assembly Resolution 10

Relating to minority party representation on
committees of conference.

By Representatives Deininger, Prosser, Radtke,
Welch, Schneiders, Foti, Brandemuehl, Brancel, Urban,
Vrakas, Ainsworth, Ladwig, Musser, Schultz, Duff,
Loucks, Underheim, Lorge, Gard, Hahn, Kaufert,
Wimmer and Vergeront.

To committee on Rules.

Assembly Resolution 11

Relating to the ineligibility of persons violating the statutory code of ethics for public officials to certain assembly positions.

By Representatives Welch, Underheim, Goetsch, Brandemuehl, Turba, Hahn, Ladwig, Loucks, Silbaugh, Urban, Kaufert, Vrakas and Ainsworth.

To committee on Rules.

Assembly Joint Resolution 25

Relating to conference committee procedures and amendments between the houses.

By Representatives Deininger, Prosser, Radtke, Welch, Foti, Duff, Gard, Loucks, Schultz, Urban, Brandemuehl, Brancel, Ladwig, Musser, Van Gorden, Underheim, Schneiders, Vrakas, Hahn, Kaufert, Wimmer and Vergeront, cosponsored by Senators Farrow, Huelsman, Stitt, Kreul and Llean.

To committee on Rules.

Assembly Joint Resolution 26

Relating to commending the U.S. armed forces serving in Operation Desert Storm, including Wisconsin members of those forces and their families, and supporting Operation Desert Storm.

By Representatives Welch, Zien, Musser, Nass, Brandemuehl, Coleman, Darling, Deininger, Duff, Freese, Hahn, Hamilton, Klusman, Ladwig, Lehman, Lorge, Loucks, Ott, Ourada, Porter, Prosser, Radtke, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Wimmer, Harsdorf, Rosenzweig, Gard, Brancel, Panzer, Kaufert, Schultz, Goetsch and Ainsworth, cosponsored by Senators Weeden, Buettner, Huelsman, Kreul, Lorman, Plewa and Roshell.

To committee on State Affairs.

Assembly Joint Resolution 27

For the purpose of requesting appropriate action by the congress to propose an amendment to the U.S. constitution prohibiting the physical desecration of the flag of the United States.

By Representatives Musser, Vander Loop, Van Gorden, Wood, Nass, Lehman, Gronemus, Brancel, Stower, Bolle, Ladwig, Vanderperren, Lorge, Hamilton, Zien, Duff, Vergeront, Urban, Porter, Gard, Wimmer, Brandemuehl, Schneiders, Radtke, Turba, Kaufert, Ainsworth, Silbaugh and Klusman, cosponsored by Senators Roshell, Moen, Van Sistine, Farrow, Kreul, Huelsman, Breske, Stitt, Andrea, Lasee, Petak, Ellis, Weeden and Buettner.

To committee on State Affairs.

Assembly Bill 114

Relating to waiver of the road test requirement for commercial driver licenses and issuance of instruction permits for commercial motor vehicle or school bus operation.

By Representatives Vanderperren, Hasenohrl, Moore, Baldus, Carpenter, Gard, Hahn, Hamilton, Huber, Lautenschlager, Notestein, Porter, Prosser, Roberts, Schwartz, Schultz, Musser and Radtke,

cosponsored by Senators Barrett, Roshell, Moen, Andrea, Breske, Lasee, Farrow, Rude and Van Sistine.

To committee on Highways.

Assembly Bill 115

Relating to failure to pay for food, lodging, accommodation or service.

By Representatives Holperin, Stower, Lautenschlager, Huber, Linton, Grobschmidt, Rohan, Baldus, Musser, Radtke, Schneiders, Ladwig, Hamilton, Porter, Brancel, Urban, Hahn, Schultz, Goetsch, Vrakas, Hasenohrl, Silbaugh and Holschbach, cosponsored by Senators Plewa, Breske, Roshell, Cowles, Buettner, Huelsman, Rude, Farrow, Stitt and Van Sistine.

To committee on Criminal Justice and Public Safety.

Assembly Bill 116

Relating to exempting from tuition at the university of Wisconsin system a resident undergraduate who is the spouse or child of a slain conservation warden, fire fighter or law enforcement officer.

By Representatives Holperin, Stower, Musser, Linton, Schneiders, Hamilton and Gruszynski, cosponsored by Senators Czarnecki and Rude.

To committee on Colleges and Universities.

Assembly Bill 117

Relating to exempting the personal property of resorts from the property tax.

By Representatives Holperin, Stower and Linton, cosponsored by Senators Jauch, Breske and Farrow.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 118

Relating to creating a property tax exemption for restaurant equipment.

By Representatives Holperin, Linton, Grobschmidt and Brancel.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 119

Relating to sexual exploitation by therapists.

By Representatives Young, Rutkowski, M. Coggs, Goetsch, Gronemus, Gruszynski, Hamilton, Holschbach, Huber, Klusman, Lautenschlager, Musser, Notestein, Porter, Potter, Robson, Rohan and Zien, cosponsored by Senators Ulichny, Barrett, Burke, Risser, Huelsman and Buettner.

To committee on Judiciary.

Assembly Bill 120

Relating to notifying the department of public instruction if a school district employe licensed by the department engages in conduct that endangers any pupil.

By Representatives Robson, Plache, Van Dreef, Krug, Potter, Bell, Rohan, Lehman, Porter, Silbaugh, Underheim, Rosenzweig, Stower, Bolle, Musser, Zien, Zweek, Schneider, Van Gorden and Klusman, cosponsored by Senators Ulichny, Breske, Buettner, Czarnecki, Kreul, Stitt, Llean and Lasee.

To committee on Education.

Assembly Bill 121

Relating to the maximum permitted obligations and the maximum loans for the property tax deferral program.

By Representatives Potter, Hough, Carpenter, Fortis, Ainsworth, Black, Antaramian, Huber, Robson, Rohan, Lorge, Musser, Stower, Schneiders, Barca, Hinkfuss, Radtke, Plache, Van Dreel, Hubler, Reynolds, Hisrich, Vergeront, Urban, Klusman, Schwartz and Darling, cosponsored by Senators Plewa, Burke, Buettner, Huelsman, Farrow and Risser.

To committee on Housing.

Assembly Bill 122

Relating to exempting from income taxation certain employer-paid fringe benefits for mass transit expenses.

By Representatives Black, Young, Radtke, Rohan, Grobschmidt, Bock, Baldus, Robson, Fortis and Seery, cosponsored by Senators Czarnecki, Cowles and Burke.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 123

Relating to submission of a statement from the U.S. department of veterans affairs for special registration plates for motorcycles registered by disabled persons.

By Representative Wineke, cosponsored by Senator Feingold.

To committee on Highways.

Assembly Bill 124

Relating to cash deposits for defendants charged with crimes.

By Representatives Holschbach, Reynolds, Wood, Roberts, Medinger, Baldus, Stower, Goetsch, Radtke, Ladwig, Hamilton, Porter, Plache, Lehman, Rohan, Brandemuehl, Huber, Potter, Williams, Musser, Gruszynski, Boyle, Robson, Silbaugh, Vergeront, Schultz, Gard, Kaufert and Zien, cosponsored by Senators Potter, Moen, Buettner, Cowles, Czarnecki, Roshell, Lasee, Huelsman, Petak and Lorman.

To committee on Judiciary.

Assembly Bill 125

Relating to the regulation of social workers, marriage and family therapists and professional counselors, creating an examining board of social workers, marriage and family therapists and professional counselors, requiring insurance coverage of services performed by an independent clinical social worker, marriage and family therapist or professional counselor, a patient's privilege in a court proceeding to refuse to disclose communications made during or information obtained from a diagnosis or treatment of the patient's condition by certain health or mental health professionals, granting rule-making authority and providing penalties.

By Representatives Clarenbach, Notestein, Fortis, Carpenter, Rohan, Stower, Swoboda, Rosenzweig, Hamilton, Urban, Ourada, Musser, Zien, Hinkfuss, Bell, M. Cogg, Robson, Grobschmidt, Vanderperren, Medinger, Van Dreel, Baldus, Holperin, Wineke, Krusick, Roberts, Plache, Bock, Boyle, Gruszynski, Klusman, Hasenohrl, Hisrich and Turner, cosponsored

by Senators Burke, Feingold, Kreul, Lorman, Huelsman, George, Jauch and Chvala.

To committee on Public Health and Regulation.

Assembly Bill 126

Relating to a waiting period for the purchase of a handgun or an assault weapon.

By Representatives Carpenter, Bock, Notestein, M. Cogg, Urban, Vanderperren, Turner, Potter, Darling, Cullen, Robson, Young and Fortis, cosponsored by Senators Barrett, Burke and Lorman.

To committee on Health.

Assembly Bill 127

Relating to duties of the department of revenue in regard to taxpayers.

By Representatives Wood, Travis, Hauke, Fortis, Hasenohrl, Grobschmidt, Bock, Stower, Radtke, Seery, Holschbach, Robson, Underheim, Carpenter, Bolle, Musser, Schultz, Lorge, Zien and Brancel, cosponsored by Senators Van Sistine, Helbach, Stitt and Huelsman.

To committee on Ways and Means.

Assembly Bill 128

Relating to the operation of special interest vehicles during the first 3 months of a calendar year.

By Representatives Vanderperren, Medinger, Hasenohrl, Stower, Hamilton, Brandemuehl, Wood, Gronemus, Black, Roberts, Brancel, Hubler, Hinkfuss, Musser, Boyle, Antaramian, Holschbach, Lautenschlager, Lorge, Gard, Van Dreel, Grobschmidt and Coleman, cosponsored by Senators Moen, Van Sistine, Kreul, Plewa, Rude, Potter, Cowles, Huelsman, Weeden and Lorman.

To committee on Highways.

Assembly Bill 129

Relating to requiring the testing for sexually transmitted diseases and for human immunodeficiency virus of certain defendants in sexual assault proceedings.

By Representatives Brandemuehl, Coleman, Lautenschlager, Van Gorden, Turba, Stower, Vrakas, Welch, Huber, Johnsrud, Urban, Radtke, Ott, Porter, Duff, Grobschmidt, Harsdorf, Vergeront, Ladwig, Lehman, Kaufert, Musser, Schultz, Foti, Zien, Klusman, Gard, Goetsch, Hahn, Schneiders, Deininger, Brancel, Wimmer and Ourada, cosponsored by Senators Farrow, Roshell, Kreul, Andrea, Ellis, Leraan, Buettner, Huelsman, Lasee and Weeden.

To committee on Health.

Assembly Bill 130

Relating to creating an income tax exemption for pay received from the federal government by members of the armed forces participating in Operation Desert Shield or Operation Desert Storm.

By Representatives Grobschmidt and Musser, cosponsored by Senators Jauch and Plewa.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 131

Relating to the period during which a retired public employe may delay the use of sick leave credits for the

payment of postretirement health insurance premiums under the state group health insurance program.

By Representatives Plache, Grobschmidt, Carpenter, Boyle, Young, Lautenschlager, M. Coggs, Robson, Hasenohrl, Holschbach, Gronemus, Musser, Lorge, Zien and Schultz, cosponsored by Senators Moen and Kreul.

To committee on Government Operations and Corrections.

Assembly Bill 132

Relating to appointing a student enrolled in a vocational, technical and adult education school to the state vocational, technical and adult education board.

By Representatives Grobschmidt, Moore, Radtke, Clarenbach, Ladwig, Gronemus, Carpenter, Musser, Stower, Vanderperren, Porter, Roberts, Potter, Loucks, Baldus, Gruszynski, Urban, Notestein, Robson, Darling, Bock, Holschbach, Schneiders, Huber, Barca, Coleman, Plache, Medinger, Ainsworth, Hough, Lehman, Turner, Panzer, Van Dreel, Harsdorf, Silbaugh and Fortis, cosponsored by Senators Czarnecki, Burke, Plewa, Rude, Andrea, Buettner, Ulichny, Berndt, Moen, Lorman, Breske and Petak.

To committee on Education.

Assembly Bill 133

Relating to the requirements for receiving an automatic joint survivor death benefit under the Wisconsin retirement system.

By Representatives Grobschmidt, Young, Antaramian, Hamilton, Travis, Turner, Robson, Moore,

Holschbach, Zien, Gronemus, Barca, Schneiders, Silbaugh, Huber, Lorge, Boyle, Carpenter, Baldus, Schneider, Wood, Musser, Ladwig, Hubler, Plache, Van Dreel, Gruszynski, Panzer and Ott, cosponsored by Senators Jauch, Andrea, Plewa, Buettner, Potter and Burke.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 134

Relating to waiver of the driving skills test of applicants for authorization to operate certain motorcycles.

By Representatives Vanderperren, Hasenohrl, Turner, Van Gorden, Porter, Brandemuehl, Lehman, Musser, Stower, Gronemus, Radtke, Lorge, Baldus, Urban, Van Dreel, Zien, Ott and Kaufert cosponsored by Senators Barrett, Van Sistine and Kreul.

To committee on Highways.

Representative Hamilton moved that the assembly stand adjourned until 10:00 A.M. on Thursday, February 21.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

10:01 A.M.