

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

THURSDAY, April 11, 1991

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 87** offered by committee on Criminal Justice and Public Safety.

Assembly substitute amendment 1 to **Assembly Bill 131** offered by committee on Government Operations and Corrections.

Assembly substitute amendment 1 to **Assembly Bill 179** offered by committee on Criminal Justice and Public Safety.

Assembly amendment 1 to **Assembly Bill 218** offered by Special Committee on Drug Enforcement, Education and Treatment.

Assembly amendment 2 to **Assembly Bill 218** offered by Special Committee on Drug Enforcement, Education and Treatment.

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 218** offered by Special Committee on Drug Enforcement, Education and Treatment.

Assembly amendment 3 to **Assembly Bill 218** offered by Special Committee on Drug Enforcement, Education and Treatment.

Assembly amendment 4 to **Assembly Bill 218** offered by Representatives Young and Lautenschlager.

Assembly amendment 1 to **Assembly Bill 326** offered by committee on Criminal Justice and Public Safety.

Assembly amendment 1 to **Assembly Bill 327** offered by committee on Health.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 90-209

Relating to the periods and expiration dates of licenses issued by the office of the commissioner of banking to motor vehicle sales finance companies.

Submitted by Office of the Commissioner of Banking.

To committee on Consumer Affairs.

Referred on April 10, 1991.

Assembly Clearinghouse Rule 90-237

Relating to definitions, professional conduct, application and examination, experience, education and continuing education of certified residential and general appraisers.

Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.

Referred on April 10, 1991.

Assembly Clearinghouse Rule 90-250

Relating to the fee charged the owner of a nuclear power plant to finance monitoring of the environment in the vicinity of the plant for radiation emission.

Submitted by Department of Health and Social Services.

To committee on Environmental Resources, Utilities and Mining.

Referred on April 10, 1991.

Assembly Clearinghouse Rule 91-9

Relating to the petroleum product fund.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Rural Affairs.

Referred on April 10, 1991.

Assembly Clearinghouse Rule 91-17

Relating to issuing permits for the operation of vehicles and loads which exceed the size or weight limits or both specified in ch. 348, Stats.

Submitted by Department of Transportation.

To committee on Highways.

Referred on April 10, 1991.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 49

Relating to memorializing congress to help change current practices in the ship-building industry.

By Representatives Lorge, Holschbach, Vander Loop, Vergeront, Stower, Zien, Baldus and Freese.

To committee on Labor.

Assembly Joint Resolution 50

Relating to designating the first week in May of 1991 as "Elder Abuse Awareness Week".

By Representatives Van Drael, Krusick, Zweck, Notestein, Hough, Lehman, Krug, M. Coggs, Hahn, Stower, Rutkowski, Porter, Boyle, Barca, Carpenter,

Huber, Vander Loop, Bock, S. Coggs, Vanderperren, Lautenschlager, Hinkfuss, Baldus, Holschbach, Hisrich, Rohan, Plache, Van Gorden, Musser, Lorge, Silbaugh and Freese, cosponsored by Senators Feingold, Ulichny, Andrea, Farrow, Barrett, Moen, Breske, Czarnecki, Petak and Cowles.

To committee on Rules.

Assembly Bill 328

Relating to recreational boating projects, petitioning procedures for public inland lake protection and rehabilitation districts and making an appropriation.

By Representatives Stower, Holperin, Lorge, Swoboda, Brancel, Gruszynski, Schwartz, Welch, Clarenbach, Hinkfuss, Musser, Radtke, Hahn, Hough, Boyle and Vrakas, cosponsored by Senators Potter, Buettner, Roshell, Kreul, Jauch and Chvala.

To committee on Natural Resources.

Assembly Bill 329

Relating to designating the Milwaukee river and its watershed a scenic urban waterway and making an appropriation.

By Representatives Panzer, Robson, Loucks, Krug, Rosenzweig, Klusman, Fortis, Schneiders, Darling and Zien, cosponsored by Senators Ulichny and Buettner.

To committee on Natural Resources.

Assembly Bill 330

Relating to juvenile court orders applicable to parents, guardians and legal custodians.

By Representatives Panzer, Lautenschlager, Brandemuehl, Fortis, Goetsch, Schneiders, Wimmer, Hahn, Rosenzweig, Radtke, Klusman, Zien, Duff, Darling, Musser and Vergeront, cosponsored by Senators Buettner, Huelsman, Berndt and Lorman.

To committee on Children and Human Services.

Assembly Bill 331

Relating to health insurance for employes of small businesses, creating a small business insurance board, creating a small business health insurance tax credit and granting rule-making authority.

By Representatives Rosenzweig, Wood, Klusman, Hubler, Radtke, Potter, Ourada, Moore, Urban, Barca, Darling, Schneiders, Baldus, Silbaugh, Vergeront, Musser, Coleman, Nass, Zien and Gard, cosponsored by Senators Ulichny, Buettner and Roshell.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 332

Relating to requests in the executive budget bill for funding for the wildlife damage abatement program and the wildlife damage claim program.

By Representatives Lehman, Holperin, Turba, Ott, Vanderperren, Klusman, Bolle, Goetsch, Brandemuehl, Ainsworth, Radtke, Hahn, Musser, Welch, Vergeront, Reynolds and Lorge, cosponsored by Senators Leean, Stiit, Lorman, Breske, Kreul and Buettner.

To committee on Natural Resources.

Assembly Bill 333

Relating to department of transportation reimbursement to towns for fire calls on state trunk highways.

By Representatives Deininger, Holperin, Panzer, Vanderperren, Brandemuehl, Coleman, Zweck, Musser, Boyle, Porter, Huber, Ott, Baldus, Ainsworth, Rohan, Klusman, Robson, Wimmer, Ladwig, Goetsch, Nass, Silbaugh, Lorge, Hahn and Lehman, cosponsored by Senators Cowles, Farrow and Lasee.

To committee on Transportation.

Assembly Bill 334

Relating to changing the titles of certain property tax officials of the city of Milwaukee.

By Representatives Krug, Carpenter, Notestein, Seery, S. Coggs and Williams, cosponsored by Senators Ulichny, Czarnecki and Burke.

To committee on Urban and Local Affairs.

Assembly Bill 335

Relating to property tax payments by an escrow agent.

By Representatives Zweck, Notestein, Huber, Bock, Gruszynski, Van Dree, Young, Hamilton, Fortis, Schwartz, Duff, Van Gorden, Harsdorf, Vergeront, Musser, Boyle, Plache and Hasenohrl, cosponsored by Senators Decker, Moen, Kreul and Breske.

To committee on Financial Institutions and Insurance.

Assembly Bill 336

Relating to requiring mudguards on motor trucks and semitrailers equipped with dump bodies.

By Representatives Baldus, Roberts, Turba, Notestein, Black, Turner, Duff, Bock, Bell, Van Dree, Schneiders, Reynolds, Boyle, Rohan, Ott, Zien, Underheim, and Johnsrud, cosponsored by Senators Czarnecki, Breske and Risser.

To committee on Highways.

Assembly Bill 337

Relating to aid to families with dependent children payments for individuals who move from other states and making an appropriation.

By Representatives Ladwig, Krusick, Lehman, Welch, Radtke, Bolle, Lorge, Urban, Musser, Zien, Hahn, Wimmer, Goetsch, Duff, Van Gorden, Vander Loop, Vergeront, Loucks, Gard, Kaufert, Klusman, Ainsworth and Porter, cosponsored by Senators Petak, Farrow, Huelsman, Andrea and Kreul.

To committee on Children and Human Services.

Assembly Bill 338

Relating to the date on which a residential mortgage loan borrower must notify an escrow agent regarding property taxes.

By Representatives Krusick, Moore, Carpenter, Notestein, Seery, Fortis, Travis, Schneiders and Hauke, cosponsored by Senators Burke, Plewa and Czarnecki.

To committee on Financial Institutions and Insurance.

Assembly Bill 339

Relating to the rate for the tax on spirit coolers.
By Representatives Hasenohrl, Roberts, Gronemus,
Hamilton, Vander Loop, Vanderperren and Turba.
To committee on Excise and Fees.

Assembly Bill 340

Relating to use of blaze orange on trespass signs or markings.

By Representatives Van Gorden, Panzer, Brandemuehl, Hasenohrl, Wimmer, Brancel, Medinger, Schneiders, Vrakas, Turba, Goetsch and Lorge, cosponsored by Senators Roshell, Andrea, Kreul, Buettner and Farrow.

To committee on Natural Resources.

Assembly Bill 341

Relating to a forfeiture or fine reduction for the use of safety belts by motor vehicle operators and passengers.

By Representatives Lorge, Robson, Urban, Schneiders, Goetsch, Zien and Schultz, cosponsored by Senator Kreul.

To committee on State Affairs.

Assembly Bill 342

Relating to the publication and distribution of highway maps.

By Representatives Bell, Carpenter, Hamilton, Turner, Bolle, Plache, S. Coggs, Gard, Bock, Vergeront, Zien, Wimmer and Underheim, cosponsored by Senator Czarnecki.

To committee on Transportation.

Assembly Bill 343

Relating to operating a noncommercial motor vehicle after revocation or suspension of operating privilege and providing penalties.

By Representatives Huber, Lautenschlager, Medinger, Moore, Cullen, Zweck, Gruszynski, Lorge, Notestein, Travis, Seery, Plache, Bock and Fortis, cosponsored by Senators Burke and Decker.

To committee on Judiciary.

Assembly Bill 344

Relating to the use of a flashing amber light on motorcycle escorts of funeral processions and providing a penalty.

By Representatives Medinger, Roberts and Johnsrud, cosponsored by Senators Rude and Andrea.

To committee on Highways.

Assembly Bill 345

Relating to truancy.

By Representatives Huber, Zweck, Reynolds, Roberts, Holperin, Van Gorden, Lorge, Krusick, Boyle, Rosenzweig, Musser, Holschbach, Grobschmidt, Lautenschlager, Schneiders, Baldus, Bolle and Brandemuehl, cosponsored by Senators Potter, Decker, Buettner, Burke and Berndt.

To committee on Urban Education.

Assembly Bill 346

Relating to special distinguishing registration plates for members of Telephone Pioneers of America.

By Representatives Fortis, Hisrich, Lorge and Bock, cosponsored by Senator Cowles.

To committee on Highways.

Assembly Bill 347

Relating to requiring the testing for human immunodeficiency virus of certain defendants convicted in sexual assault proceedings.

By Representatives Radtke, Huber, Hahn, Stower, Kaufert, Lautenschlager, Ainsworth, Gruszynski, Silbaugh, Robson, Duff, Barca, Porter, Lehman, Musser, Turba, Urban, Schultz, Goetsch, Van Gorden, Schneiders, Klusman, Underheim, Wimmer and Wood, cosponsored by Senators Roshell, Huelsman, Ulichny, Petak, Lorman, Kreul and Lasee.

To committee on Health.

Assembly Bill 348

Relating to allowing claims for unearned premiums to be paid by the insurance security fund, payment of administrative expenses incurred in connection with those claims and making an appropriation.

By Representatives Fortis, Vanderperren, Johnsrud, Hamilton, Lautenschlager, Carpenter, Holperin, Bock, S. Coggs, Robson, Boyle, Musser, Gruszynski, Baldus, Holschbach and Duff, cosponsored by Senators Andrea, Roshell, Kreul, Breske and Lasee.

To committee on Financial Institutions and Insurance.

Assembly Bill 349

Relating to membership of the council on veterans programs.

By Representatives Stower, Carpenter, Porter, Plache, Hamilton, Radtke, Hahn, Coleman, Barca, Vander Loop, Rohan, Huber, Roberts, Van Dreef, Vanderperren, Lautenschlager, Vrakas, Musser, Brandemuehl, Gruszynski, Lorge, S. Coggs and Gronemus, cosponsored by Senators Van Sistine, Breske, Kreul and Berndt.

To committee on Veterans and Military Affairs.

Assembly Bill 350

An act relating to the crime laboratories.

By Representatives Huber, Travis, Barca, Zweck, Krusick, Lautenschlager, Krug, Potter, Robson, Kunicki and Hisrich, cosponsored by Senators Burke, Chvala, Decker, Andrea, Adelman, Breske and Feingold.

To Joint Committee on Finance.

COMMITTEE REPORTS

The committee on Criminal Justice and Public Safety reports and recommends:

JOURNAL OF THE ASSEMBLY [April 11, 1991]

Assembly Bill 87

Relating to going armed with a firearm on premises authorized to sell alcohol beverages for consumption on those premises and providing penalties.

Adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (4)

Passage: Ayes: (10) Noes: (2)
To committee on Rules.

Assembly Bill 179

Relating to firearm transfers, providing penalties and granting rule-making authority.

Adoption of assembly substitute amendment 1:
Ayes: (10) Noes: (2)

Passage: Ayes: (12) Noes: (0)
To committee on Rules.

Assembly Bill 206

Relating to payments to counties for persons held pending disposition of probation or parole revocation proceedings and making an appropriation.

Adoption of assembly amendment 2:
Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 326

Relating to discharging a firearm from a vehicle and providing penalties.

Adoption of assembly amendment 1:
Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)
To committee on Rules.

WAYNE WOOD
Chairperson

The Special Committee on Drug Enforcement, Education and Treatment reports and recommends:

Assembly Bill 218

Relating to juvenile restitution and community service work projects, the early intervention program for high-risk youths, alcohol or other drug abuse treatment for youth diversion program participants, the intensive aftercare pilot program, alcohol and other drug abuse services as a treatment alternative to imprisonment, a multidisciplinary prevention and treatment team in Milwaukee county, the ARC community services center for women and children in Dane county, capacity building to establish alcohol and other drug abuse treatment and services for pregnant women and mothers and support services for certain dependent children and making appropriations.

Adoption of assembly amendment 1:
Ayes: (9) Noes: (1)

Adoption of assembly amendment 1 to assembly amendment 2:

Ayes: (10) Noes: (0)

Adoption of assembly amendment 2:
Ayes: (6) Noes: (4)

Adoption of assembly amendment 3:
Ayes: (10) Noes: (0)

Passage: Ayes: (8) Noes: (2)
To Joint Committee on Finance.

PEG LAUTENSCHLAGER
Chairperson

The committee on Education reports and recommends:

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.

Adoption of assembly substitute amendment 2:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Senate Bill 12

Relating to eliminating the term "mental retardation" from the special education laws.

Concurrence: Ayes: (13) Noes: (0)
To committee on Rules.

MARLIN SCHNEIDER
Chairperson

The committee on Health reports and recommends:

Assembly Bill 31

Relating to possession of firearms by persons who have been involuntarily committed for treatment for mental illness, drug dependency or developmental disability.

Passage: Ayes: (16) Noes: (1)
To committee on Rules.

Assembly Bill 327

Relating to services for medical assistance recipients, an essential access city hospital, providing an exemption from rule-making procedures and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (17) Noes: (0)

Passage: Ayes: (17) Noes: (0)
To Joint Committee on Finance.

TIMOTHY CARPENTER
Chairperson

The committee on Natural Resources reports and recommends:

Assembly Bill 210

Relating to the disposal or burning of low-level radioactive waste.

Passage: Ayes: (12) Noes: (0)
To committee on Rules.

SPENCER BLACK
Chairperson

The committee on Securities and Corporate Policy reports and recommends:

Assembly Bill 181

Relating to: revisions to the business corporation law and repealing director verification requirements for telephonic meetings.

Adoption of assembly amendment 1:
Ayes: (8) Noes: (0)

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

Senate Bill 79

Relating to: revisions to the business corporation law and repealing director verification requirements for telephonic meetings.

Concurrence: Ayes: (8) Noes: (0)
To committee on Rules.

AL BALDUS
Chairperson

COMMUNICATIONS

March 5, 1991

Speaker Walter Kunicki
Wisconsin Assembly
Room 211 West, State Capitol
Madison, WI 53702

Dear Speaker Kunicki,

I wanted to let you know that I have appointed Representative Barca to chair a subcommittee of the Small Business and Education or Training for Employment Committee.

The committee will be responsible for drafting legislation on workplace literacy, and a pilot project for self-employment. Peter is also interested in providing better coordination in the delivery of employment and training services, and will be looking into legislation dealing with reconfiguring district administrative lines.

The members of this Subcommittee on Employment and Training will be: Representative Barca, Representative Hisrich, Representative Zien, and myself.

I expect that the subcommittee will hold three or four meetings, and will conclude on April 25.

Please feel free to contact me with any comments or questions.

Sincerely,
MARY LOU VAN DREEL
Chairwomen

March 7, 1991

Speaker Walter Kunicki
Wisconsin State Assembly
Room 211 West, State Capitol
Madison, WI 53702

Dear Wally:

I write to inform you that this week I appointed a Subcommittee on Snowmobile Safety. This three-member subcommittee of the Assembly Committee on Tourism and Recreation will be chaired by Rep. Lary Swoboda. The other members are Rep. Jerry Schwartz and Rep. Terry Musser.

I have instructed the subcommittee to study reasons for the recent, alarming increase in snowmobile-related deaths in Wisconsin and to determine whether changes in state laws or policies might help reduce the unacceptably high death rate.

I have asked the subcommittee to hold hearing on this subject and to solicit advice from snowmobilers, tourism leaders, sled manufacturers, the alcoholic beverage industry, law enforcement, medical professionals and legislators before making recommendations.

Thank you for accepting notice of this new subcommittee and please call if there is any additional information I need to provide.

Sincerely,
HARVEY STOWER
28th Assembly District

April 4, 1991

Mr. Thomas Melvin
Assembly Chief Clerk
1 East Main, Ste. 402
Madison, Wisconsin 53702

Dear Tom:

I am pleased to transmit to you the following reports to the 1991 Legislature on legislation introduced by the Legislative Council:

RL 91-1 Recycling Trailer Legislation
(1991 Senate Bills 134 and 135)

RL 91-2 Legislation on American Indian Issues
(1991 Assembly Bills 258, 259, 260, 261 and 262)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of these reports are available, on request, in the Legislative Council offices, One East Main, Suite 401.

Sincerely,
DAVID J. STUTE
Director

JOURNAL OF THE ASSEMBLY [April 11, 1991]

State of Wisconsin
Office of the Commissioner of Insurance
Madison

March 21, 1991

To The Honorable, The Legislature:

Enclosed is the study of the impact of s. 347.48 (2m), Wis. Stat., requiring safety belt usage on insurance claims for loss or damage resulting from motor vehicle accidents. This study is required by section 9r, a nonstatutory provision of 1987 Wisconsin Act 132. This Office is to submit the study and recommendations to the Chief Clerk of each House of the Legislature for distribution to the appropriate standing committees. While the study was circulated among legislators and State agencies in 1989, our records show that it was not formally filed with your respective offices. I apologize for the lapse in sending the report.

Sincerely yours,
ROBERT D. HAASE
Commissioner of Insurance

State of Wisconsin
Department of Regulation and Licensing
Madison

March 21, 1991

To The Honorable, The Assembly:

Attached please find a copy of a resolution approved by the Wisconsin Dentistry Examining Board in regards to the Marquette University School of Dentistry.

The Board approved this resolution on March 6, 1991 and requested that it be forwarded to the Assembly.

If you have any questions please feel free to contact our Bureau.

Sincerely yours,
PATRICK D. BRAATZ
Director
Bureau of Health Professions

State of Wisconsin
Department of Industry, Labor and Human Relations
Madison

April 1, 1991

To The Honorable, The Assembly:

The Annual Report on the Wisconsin Job Opportunity Business Subsidy Program (WisJOBS) is submitted for distribution to the legislature under s.13.172(2).

The Final Report on WisJOBS will be submitted by September 1, 1991.

Sincerely,
CAROL SKORNICKA
Secretary

State of Wisconsin
Superintendent of Public Instruction
Madison

April 1, 1991

To The Honorable, The Assembly:

Enclosed please find "A Study of Minimum Educational Requirements in Child Caring Institutions and Secured Correctional Facilities". This study has been conducted by the Department of Public Instruction in response to 1989 Wisconsin Act 204.

If you have any questions regarding this report, please feel free to contact me or my staff.

Sincerely,
HERBERT J. GROVER
State Superintendent

State of Wisconsin
Retirement Research Committee
Madison

April 1, 1991

To The Honorable, The Assembly:

Enclosed is a copy of the Reports of the Joint Survey Committee on Retirement Systems to the 1989 Legislature. I would appreciate it if you would note in the next Journal of the Assembly that this report has been filed in your office and that limited copies are available from the Committee office.

Sincerely,
BLAIR TESTIN
Director of Retirement Research