

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

WEDNESDAY, November 27, 1991

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 291** offered by Representative Medinger.

Assembly substitute amendment 1 to **Assembly Bill 294** offered by committee on Highways.

Assembly amendment 1 to **Assembly Bill 476** offered by committee on Highways.

Assembly amendment 2 to **Assembly Bill 534** offered by Representative Wood.

Assembly amendment 1 to **Assembly Bill 582** offered by committee on Highways.

Assembly substitute amendment 1 to **Assembly Bill 628** offered by Representative Schneider.

Assembly amendment 1 to **Assembly Bill 676** offered by committee on Highways.

Assembly amendment 1 to **Assembly Bill 725** offered by Representative Black.

Assembly amendment 1 to **Assembly Bill 727** offered by Representative Swoboda.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 89-37

Relating to treatment of lump sum payments in determining eligibility for medical assistance and for aid to families with dependent children.

Submitted by Department of Health and Social Services.

To committee on Children and Human Services.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-20

Relating to the regulation of hazardous air contaminants.

Submitted by Department of Natural Resources.

To committee on Environmental Resources, Utilities and Mining.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-45

Relating to general pretreatment requirements.

Submitted by Department of Natural Resources.
To committee on Environmental Resources, Utilities and Mining.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-80

Relating to mausoleums and crematoriums.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Consumer Affairs.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-104

Relating to requirements for the operation and design of community water systems.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-107

Relating to sport fishing and to commercial fishing on Lake Michigan and Green Bay.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-108

Relating to county trunk highway design standards.

Submitted by Department of Transportation.

To committee on Highways.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-111

Relating to the 1991 migratory game bird season and game refuges.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-129

Relating to licensed establishments and the sharing of basins between licensed establishments.

Submitted by Department of Regulation and Licensing.

To committee on Public Health and Regulation.

Referred on November 27, 1991.

Assembly Clearinghouse Rule 91-142

Relating to the sale of medicare supplement insurance in the state of Wisconsin.

Submitted by Office of the Commissioner of Insurance.

To Special Committee on Reform of Health Insurance.

Referred on November 27, 1991.

COMMITTEE REPORTS

The committee on Highways reports and recommends:

Assembly Bill 476

Relating to transporting loads of junk or scrapped vehicles.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (0)

Passage: Ayes: (8) Noes: (0)

To committee on Rules.

Assembly Bill 502

Relating to annual or consecutive month permits for overweight vehicles transporting wood, paper products, pole length and pulpwood.

Passage: Ayes: (8) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 693

Relating to designating and marking a certain highway route in honor of all Oneida veterans who have served in any war or armed conflict of the United States.

Passage: Ayes: (6) Noes: (2)

To committee on Rules.

Assembly Bill 697

Relating to special distinguishing registration plates for members of the U.S. merchant marine.

Passage: Ayes: (7) Noes: (1)

To committee on Rules.

CLETUS VANDERPERREN
Chairperson

The committee on Securities and Corporate Policy reports and recommends:

Assembly Bill 311

Relating to exempting transfers from a partner to a partnership from the real estate transfer fee.

Passage: Ayes: (9) Noes: (0)

To committee on Rules.

AL BALDUS
Chairperson

The committee on Transportation reports and recommends:

Assembly Bill 625

Relating to nonpayment of forfeitures imposed for certain safety belt use violations.

Passage: Ayes: (5) Noes: (2)

To committee on Rules.

Assembly Bill 691

Relating to parking privileges for disabled persons unable to carry property.

Passage: Ayes: (7) Noes: (0)

To committee on Rules.

DONALD HASENOHRL
Chairperson

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

To the Honorable, the Assembly:

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

Assembly Bill	Act No.	Date Signed
109	62	November 14, 1991
124	63	November 14, 1991
147	64	November 14, 1991
194	65	November 14, 1991
281	72	November 20, 1991
344	73	November 20, 1991
428	74	November 20, 1991
523	75	November 20, 1991
563	76	November 20, 1991
578	77	November 20, 1991
599	78	November 20, 1991
648	79	November 20, 1991
650	80	November 20, 1991
128	81	November 25, 1991
299	82	November 25, 1991
496	83	November 25, 1991
559	84	November 25, 1991
571	85	November 25, 1991

Respectfully submitted,
TOMMY G. THOMPSON
Governor

GOVERNOR'S VETO MESSAGE

November 22, 1991

To the Honorable Members of the Assembly:

I am vetoing **Assembly Bill 211** in its entirety. This bill would require a boldfaced caption which summarizes the subject matter of a referendum question to precede the actual question on a referendum ballot form in all state and local elections. This bill would also require the legislative proposal calling the referendum to contain the precise wording of the boldfaced caption.

Captions already appear in most instances in Wisconsin, hence the effects of this legislation are twofold. First, the caption would be placed in boldfaced type. Second, the specific wording of the caption would be thrown into the legislative process. I believe that both of these changes represent unsound public policy.

I realize that referendum questions sometimes require voters to carefully read lengthy sentences. However, I believe voters should be encouraged to thoroughly read referendum questions in order to make an informed decision, especially when they are being asked if the State Constitution should be amended. The use of boldfaced "headlines" could discourage the involvement that is necessary in dealing with questions of this magnitude.

Even more disturbing than the use of boldfaced captions is placing the drafting of those captions in the highly politically charged atmosphere of the Legislature. State referenda often decide some of the most pressing questions facing our society. Boldfaced captions drafted by those involved in the political process offer the opportunity for the use of simplistic or misleading headlines that could confuse the voters. Wisconsin's citizens desire and deserve thoughtful debate on questions of such significance. This bill could give them seductively worded headlines containing exaggerated claims.

Respectfully submitted,
TOMMY G. THOMPSON
Governor

COMMUNICATIONS

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill or Res. No. Act No. Publication date
Assembly Bill 581 ----- 60 --- November 22, 1991

Sincerely,
DOUGLAS La FOLLETTE
Secretary of State

PETITIONS

Assembly Petition 14

Submitted by approximately 981 citizens of the state of Wisconsin in support of completion of the La Farge Lake and flood control project.

By Representative Johnsrud.

To committee on Environmental Resources, Utilities and Mining.

Assembly Petition 15

Submitted by Wisconsin's Environmental Decade, Sierra Club, Citizens Utility Board, Midwest Renewable Energy Association, Wisconsin Rural Development Center, RENEW, Citizens for a Better Environment, Wisconsin Farmers Union, Lake Michigan Federation, Physicians for Social Responsibility - Madison, and

Wisconsin Network for Peace & Justice, consisting of approximately 7076 signatures of residents of the state of Wisconsin calling for the state to establish a clean energy policy, setting priorities for conservation, efficiency and renewable resources when making decisions concerning energy use in the state.

By Representative Hinkfuss.

To committee on Energy and Commerce.

COMMUNICATIONS

State of Wisconsin
Elections Board
Madison

November 27, 1991

To the Honorable the Assembly:

Dear Mr. Melvin:

Please be advised that Thomas J. Springer of 604 15th Street, Mosinee, Wisconsin 54455, was elected Representative to the Assembly at the Special Election held in the 86th Assembly District of the State of Wisconsin on November 19, 1991.

Also, enclosed is a copy of the signed official canvass for the election of Representative to the Assembly from the 86th Assembly District.

Sincerely,
KEVIN J. KENNEDY
Executive Director
State Elections Board

CERTIFICATE OF ELECTION

I, Kevin J. Kennedy, Executive Director of the State Elections Board of the State of Wisconsin, certify that

THOMAS J. SPRINGER

was elected to the office of

REPRESENTATIVE TO THE ASSEMBLY

from the Eighty-Sixth Assembly District of the State of Wisconsin, for the unexpired term of two years commencing on January 7, 1991, and ending on January 4, 1993, to fill the vacancy created by the resignation of Brad Zweck, as appears from the official canvass of the votes cast at the Special Election held on November 19, 1991.

IN TESTIMONY WHEREOF,
I have set my hand and affixed the official seal of the State Elections Board. Done in the City of Madison, this 27th day of November 1991.

KEVIN J. KENNEDY
Executive Director
State Elections Board

OATH OF OFFICE

On Wednesday, November 27, 1991 Wisconsin Supreme Court Justice William Bablitch administered the oath of office to Thomas J. Springer of the 86th Assembly District in a ceremony held in the Assembly Chamber.

SPEAKER'S APPOINTMENTS

November 21, 1991

It is my honor as Speaker of the Assembly to appoint the Special Committee on Welfare Review. This committee will consist of ten members, six Democrats and four Republicans.

The members of the Special Committee on Welfare Review will be as follows:

- Rep. Cullen (Chair)
- Rep. Grobschmidt (Vice-chair)
- Rep. Barca
- Rep. Young
- Rep. Moore
- Rep. Schwartz
- Rep. Gard (Ranking minority member)
- Rep. Vergeront
- Rep. Darling
- Rep. Hahn

These appointments are effective November 21, 1991. The committee will meet on EVEN Mondays in room 213 NW.

Sincerely,
WALTER KUNICKI
Speaker

COMMUNICATIONS

November 25, 1991

Speaker Walter J. Kunicki
Room 211 West, State Capitol
P.O. Box 8952
Madison, WI 53708

Dear Wally:

We are writing to inform you that in accordance with the Rules of the Assembly, as Chairman of the Assembly Committee on Education and Chairman of the Assembly Committee on Urban Education, we have established Subcommittees on 1991 October Special Session Bills 1, 2 and 3.

The purpose of the Subcommittees will be to address education reform during the Special Session on Education.

The Subcommittees established and membership are as follows:

Teachers & School Board Governance & Administration

- Rep. Cullen, Chair
- Rep. Radtke, Vice-Chair
- Rep. Williams
- Rep. Welch
- Rep. Schneiders
- Rep. Roberts
- Rep. Bock

Educational Goals - Curriculum - Assessment/Testing

- Rep. Grobschmidt, Chair
- Rep. Darling, Vice-Chair
- Rep. Van Dreef
- Rep. Coleman
- Rep. Krusick
- Rep. Turba
- Rep. S. Coggs

State Educational Administration

- Rep. Roberts, Chair
- Rep. Brandemuehl, Vice-Chair
- Rep. Grobschmidt
- Rep. Swoboda
- Rep. Hough
- Rep. Ladwig
- Rep. Vergeront

Early Childhood Education

- Rep. Rohan, Chair
- Rep. Rosenzweig, Vice-Chair
- Rep. Notestein
- Rep. Bock
- Rep. Young
- Rep. Nass
- Rep. Duff

If you have any questions regarding these Subcommittees, please feel free to contact us.

Sincerely,

MARLIN D. SCHNEIDER, Chair
Committee on Education

KIMBERLY PLACHE, Chair
Committee on Urban Education

November 21, 1991

Speaker Walter J. Kunicki
211 West, State Capitol
P.O. Box 8952
Madison, WI 53708

Dear Wally:

Because I am Chair of the Legislative Council's American Indian Study Committee and have recently been appointed Chair of two additional committees -- the Advisory Committee on Indian Health and the State/

Tribal Natural Resources Task Force, I feel I cannot in good conscience adequately serve on four additional standing committees. Therefore, I feel it would be appropriate for me to step down from the Children and Human Services and the Government Operations and Corrections Committees.

I do this with great regret and with a deep respect for the work of both of these committees.

I will remain on the State Affairs and Ways and Means Committees.

Sincerely,
FRANK BOYLE
State Representative
73rd Assembly District

November 19, 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 91-11 Legislation on Prenatal Care for Low-Income Women
(1991 Assembly Bills 614, 615, 616, 617, 618, 619, 620 and 621)
- RL 91-12 Legislation on Homelessness
(1991 Assembly Bill 680)
- RL 91-13 Legislation on Adolescent Pregnancy Prevention
(1991 Senate Bill 324 and Assembly Bill 630)
- RL 91-14 Legislation on Fair Housing and Community Living Arrangements
(1991 Assembly Bills 684 and 685)
- RL 91-15 Legislation on Boating Safety
(1991 Assembly Bills 724 and 725)

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

State of Wisconsin
Legislative Audit Bureau
Madison

November 25, 1991

To the Honorable, the Legislature:

We have completed a financial audit of the State of Wisconsin Lottery Board to meet our audit requirements under s. 13.94(1)(em), Wis. Stats., and as requested by the Lottery Board to meet its requirements under s. 565.37(1), Wis. Stats. Our audit report contains the financial statements and related notes as prepared by the Lottery Board for the two years ended June 30, 1991, and June 30, 1990. We are able to issue an unqualified independent auditor's report on these statements.

During fiscal year 1990-91, the Lottery implemented its second lotto game, SuperCash1. The Lottery also continued to operate its other lotto game, Megabucks, in addition to its instant pull-tab and scratch-off ticket games. In fiscal year 1990-91, the Lottery Board had ticket sales of \$391.4 million and prize expenses of \$222 million, with a net income, after expenses, of \$129 million.

Proceeds from lottery operations are required to be used to provide local property tax relief. Property tax relief, however, can be defined in different ways. As presented by the Lottery Board in its financial statements and notes, \$25 million of the lottery proceeds were appropriated and used in fiscal year 1990-91 for the purpose of providing property tax relief, including \$14.7 million for farmland tax credits and \$10.3 million for district attorney salaries. Subsequent to June 30, 1991, 1991 Wisconsin Act 39 was enacted which appropriated a total of \$475.3 million of lottery proceeds to be used in the 1991-93 biennium for property tax relief.

We include comments on the Lottery's security and controls in the accompanying report. We noted concerns with the Lottery's investigation of missing tickets and the controls over its new on-line SuperCash1 game. We appreciate the courtesy and cooperation extended to us by the Lottery Board staff during the audit.

Respectfully submitted,
DALE CATTANACH
State Auditor

REFERENCE BUREAU CORRECTIONS

Assembly Bill 467

Page 2, line 14: substitute "operator" for "operation".

Senate Substitute Amendment 5 to Senate Bill 240

Page 4, line 25: substitute "bond" for "bond".

Senate Substitute Amendment 5 to Senate Bill 240

Page 5, line 4: delete the 2nd "for".

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Senate Amendment 10 to Senate Substitute Amendment
1 to **Senate Bill 281**

Page 1, line 2: substitute "58" for "54".