

STATE OF WISCONSIN  
**Assembly Journal**

**Ninety-First Regular Session**

10:05 A.M.

THURSDAY, May 13, 1993

The assembly met in the temporary assembly chamber located at 119 Martin Luther King Blvd.

Representative R. Young in the chair.

The assembly dispensed with the call of the roll.

**AMENDMENTS OFFERED**

Assembly substitute amendment 1 to **Assembly Joint Resolution 3** offered by Representative Wood.

Assembly substitute amendment 1 to **Assembly Joint Resolution 34** offered by committee on Elections, Constitutional Law and Corrections.

Assembly amendment 1 to **Assembly Bill 129** offered by committee on Small Business and Economic Development.

Assembly amendment 2 to **Assembly Bill 129** offered by Representative Prosser.

Assembly substitute amendment 1 to **Assembly Bill 148** offered by committee on Small Business and Economic Development.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 148** offered by committee on Small Business and Economic Development.

Assembly amendment 1 to **Assembly Bill 219** offered by committee on Health.

Assembly substitute amendment 1 to **Assembly Bill 490** offered by Representative Lehman.

**ADMINISTRATIVE RULES**

Read and referred:

**Assembly Clearinghouse Rule 92-205**

Relating to the principles and practice exam for professional engineers.

Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.

Referred on May 13, 1993.

**Assembly Clearinghouse Rule 92-207**

Relating to the waiver provisions of the minimum standards for property surveys.

Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.

Referred on May 13, 1993.

**Assembly Clearinghouse Rule 93-34**

Relating to restroom parity.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor and Job Training.

Referred on May 13, 1993.

**Assembly Clearinghouse Rule 93-89**

Relating to patients compensation fund and mediation fund fees for fiscal year 1993-94, filing of certificates of coverage by insurers and self-insured health care providers and requirements for group medical malpractice policies.

Submitted by Office of the Commissioner of Insurance.

To committee on Insurance, Securities and Corporate Policy.

Referred on May 13, 1993.

**INTRODUCTION AND REFERENCE  
OF PROPOSALS**

Read first time and referred:

**Assembly Bill 491**

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys Association, Inc., for the 1991-93 biennium, covering employes in the professional legal collective bargaining unit, and authorizing an expenditure of funds.

By Joint Committee on Employment Relations.

To committee on Rules.

**Assembly Bill 492**

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys Association, Inc., for the 1993-95 biennium, covering employes in the professional legal collective bargaining unit, and authorizing an expenditure of funds.

By Joint Committee on Employment Relations.

To committee on Rules.

**Assembly Bill 493**

Relating to state trust fund loans to school districts.

By Representatives Notestein, Panzer, Kunicki, Linton, Carpenter, Musser, Bolle, Plache, Turner, Baldus, Potter, Bock, Riley, L. Young, La Fave and Springer, cosponsored by Senators Jauch, Lorman and Breske.

To committee on Ways and Means.

**Assembly Bill 494**

Relating to pupil rights in research, experimental programs and testing.

By Representatives Wood, Silbaugh, Vergeront, Ladwig, Kreibich, Hahn, Lorge, Porter, Ott, Foti, Nass and Lazich, cosponsored by Senators Drzewiecki, Petak, Buettner, Lekan and Zien, by request of Wisconsin Family Forum.

To committee on Education.

**Assembly Bill 495**

Relating to establishing a "Wisconsin POW/MIA Recognition Day".

By Representatives Bolle, Turner, Holperin, Barca, Baldus, Ryba, Potter, Hanson, Robson, Stower, Ziegelbauer, Springer, Wirch, Plache, Black, Boyle, Musser, Zukowski, Johnsrud, Dobyns, Freese, Urban, Ladwig, Goetsch, Underheim, Nass, Huber, Green, Porter, Seratti, Gronemus and Hinkfuss, cosponsored by Senators Potter, Breske, Moen, Buettner, Weeden, Petak, Drzewiecki and Lasee.

To committee on Veterans and Military Affairs.

**Assembly Bill 496**

Relating to discontinuing the requirement that towns that do not elect assessors buy an assessor's manual.

By Representatives Owens, Stower, Silbaugh, R. Young, Ryba, Robson, Underheim, Ourada, Musser, Otte, Dobyns, Freese, Lorge, Brandemuehl, Johnsrud, Zukowski, Klusman, Schneiders, Seratti and Ainsworth, cosponsored by Senators Lekan, Lorman, Breske and Petak.

To committee on Ways and Means.

**Assembly Bill 497**

Relating to flammability standards for seating furniture supplied to state agencies, public schools and covered private health and education facilities and granting rule-making authority.

By Representative Baumgart, cosponsored by Senator Potter.

To committee on Consumer Affairs.

**Assembly Bill 498**

Relating to nonmetallic mining reclamation, granting rule-making authority and providing a penalty.

By Representatives Baumgart, Ott, Black, Stower, Johnsrud, Notestein, Boyle and Huber.

To committee on Natural Resources.

**Assembly Bill 499**

Relating to traffic law violations committed by persons while driving or operating or on duty time with respect to school buses.

By Representatives Wilder, Hasenohrl, Riley, Meyer, Ziegelbauer, Brandemuehl, Cullen, Springer, Ryba, Notestein, Krug, Ott, Hubler, Carpenter, Ladwig, Stower, Robson, Coggs, Potter, Silbaugh, Bock, Brancel, Nass, Black, Ourada and Hinkfuss, cosponsored by Senators Moen, Burke, Chvala, Buettner, Petak, Clausing and Rosenzweig.

To committee on Highways.

**Assembly Bill 500**

Relating to eliminating prohibitions of public funding of certain abortions.

By Representatives Baldwin, R. Young, Notestein, Black, Boyle, Riley and L. Young, cosponsored by Senators Moore and Risser.

To committee on Children and Human Services.

**Assembly Bill 501**

Relating to excluding the position of assistant superintendent in the Milwaukee public schools from the classified service and from tenure provisions.

By Representatives Krug, Linton, Potter, Riley and Coggs, cosponsored by Senators Huelsman, Farrow, Darling and Moore.

To committee on Urban Education.

**Assembly Bill 502**

Relating to licensure of the superintendent of the Milwaukee public schools.

By Representatives Krug, Notestein, Potter, Riley, La Fave and Coggs, cosponsored by Senators Stitt, Farrow, Huelsman and Darling.

To committee on Urban Education.

**Assembly Bill 503**

Relating to permitting persons designated by school boards to take truants into custody.

By Representatives Krusick, Grobschmidt, Brandemuehl, Carpenter, Goetsch, Green, Harsdorf, Kaufert, Ladwig, Musser, Ott, Ryba, Schneiders, Silbaugh, Stower, Underheim, Vergeront and Ziegelbauer, cosponsored by Senators Potter, Buettner, Breske, Burke, Rosenzweig and Stitt.

To committee on Education.

**Assembly Bill 504**

Relating to penalties for the violation of credit restrictions on liquor purchases and permitting "Class B" licensees to purchase liquor from "Class A" licensees.

By Representatives Hasenohrl, Ryba, Stower, Ziegelbauer, Lehman, Baldus, Musser, Ladwig, Meyer, Underheim, Porter, Bock, Ourada, Albers, Boyle, Hinkfuss, Freese, Kaufert, Ainsworth, Seratti, Schneiders, Zukowski, Lorge, Vander Loop and Bolle, cosponsored by Senators Lasee, Breske, Rude, Ellis, Schultz, Clausing, Potter, Decker, Cowles, Jauch and Helbach.

To committee on Excise and Fees.

**Assembly Bill 505**

Relating to the salary-setting procedure for elected state official positions.

By Representatives Nass, Ward, Hahn, Jensen, Otte, Lorge, Freese, Underheim, Seratti, Ryba, Vergeront, Ladwig and Klusman, cosponsored by Senators Stitt and Lorman.

To committee on State Affairs.

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COMMITTEE REPORTS

The committee on Health reports and recommends:

**Assembly Bill 139**

Relating to creating a council on the statewide poison control system, establishing a statewide poison control system, granting rule-making authority and making an appropriation.

Passage: Ayes: (13) Noes: (4)  
To Joint Committee on Finance.

**Assembly Bill 219**

Relating to defining physician's assistants as health care providers for certain purposes and changing the term "physician's assistant" to "physician assistant".

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

Passage: Ayes: (17) Noes: (0)  
To committee on Rules.

JUDITH ROBSON  
Chairperson

The committee on Insurance, Securities and Corporate Policy reports and recommends:

**Assembly Bill 109**

Relating to life and health insurance coverage of recovering alcoholics or drug dependents.

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

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

**Assembly Bill 193**

Relating to requiring insurers to provide notice of loss of insurance coverage and eligibility for medicare.

Adoption of assembly substitute amendment 1:  
Ayes: (13) Noes: (0)

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

**Assembly Bill 251**

Relating to immunity for physicians who provide medical care to participants in an athletic event or contest.

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

**Assembly Bill 319**

Relating to repealing the uniform commercial code -- bulk transfers provisions.

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

AL BALDUS  
Chairperson

The committee on Urban and Local Affairs reports and recommends:

**Assembly Bill 323**

An act relating to allowing a municipal governing body to appoint a person as a temporary municipal judge pending the initial election for that position.

Passage: Ayes: (11) Noes: (0)  
To committee on Rules.

ROSEMARY HINKFUSS  
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Joint Resolution 33**  
**Assembly Joint Resolution 42**  
**Assembly Joint Resolution 44**  
**Assembly Joint Resolution 48**  
**Assembly Joint Resolution 51**  
**Assembly Joint Resolution 53**  
**Assembly Bill 23**

Passed and asks concurrence in:

**Senate Bill 11**  
**Senate Bill 17**  
**Senate Bill 20**  
**Senate Bill 67**  
**Senate Bill 68**  
**Senate Bill 69**  
**Senate Bill 70**  
**Senate Bill 74**  
**Senate Bill 76**  
**Senate Bill 118**  
**Senate Bill 136**  
**Senate Bill 137**  
**Senate Bill 140**  
**Senate Bill 142**  
**Senate Bill 156**

Adopted and asks concurrence in:

**Senate Joint Resolution 23**

ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 23**

Relating to 4-year terms of office for sheriffs (first consideration).

By Senators Lasee, Andrea, Potter, Breske, Decker, Schultz, Lorman, Huelsman, Petak, Farrow and Drzewiecki; cosponsored by Representatives Vergeront, Deininger, Foti, Brandemuehl, Schneiders, Lehman, Ryba, Boyle, Baldus, Brancel, Lazich, Owens, Goetsch, Urban, Ainsworth, Zien and Panzer.

To committee on Elections, Constitutional Law and Corrections.

**Senate Bill 11**

Relating to the hours during which the board of review is scheduled to meet.

By Senators Buettner, Plewa, Huelsman, Burke, Stitt and Drzewiecki; cosponsored by Representatives Goetsch, Owens, Dobyns, Freese, Ainsworth, Duff, Silbaugh, Vrakas and Hahn.

To committee on Urban and Local Affairs.

**Senate Bill 17**

Relating to volunteer health care providers in Sheboygan county.

By Senators Potter and Stitt; cosponsored by Representatives Baumgart, Otte and Panzer.

To committee on Health.

**Senate Bill 20**

Relating to requiring that newly constructed removable prosthetic devices be marked with the patient's name or social security number.

By Senators Moen, Farrow, Breske, Jauch, Rude, Potter, Plewa, Chvala and Adelman; cosponsored by Representatives Robson, Turner, Coggs, Dobyns, Urban, Underheim and Klusman, by request of Wisconsin Dental Association.

To committee on Health.

**Senate Bill 67**

Relating to changing requirements concerning publication of notice and conduct of public hearings for proposed hospital rate changes.

By Senators Moen, Rude, Chvala, Lorman, Breske, Farrow, Cowles and Petak; cosponsored by Representatives Robson, Turner, Carpenter, Roberts, Ourada, Boyle, Bock, Ainsworth, Holperin, Potter, Urban, La Fave, Hahn, Rosenzweig and Ryba.

To committee on Health.

**Senate Bill 68**

Relating to defining physician's assistants as health care providers for certain purposes and changing the term "physician's assistant" to "physician assistant".

By Senators Moen, Burke, Rude, Chvala, Lorman, Breske, Farrow, Cowles and Petak; cosponsored by Representatives Robson, Roberts, Turner, Carpenter, Ourada, Boyle, Bock, Holperin, Potter, Urban, Hahn, Schneiders, Ainsworth, La Fave, Rosenzweig and Ryba.

To committee on Health.

**Senate Bill 69**

Relating to battery to school district officers or employes and providing penalties.

By Senators Petak, Breske, Darling, Buettner, Weeden, Farrow, Drzewiecki, Rude, Leraan, Cowles and Huelsman; cosponsored by Representatives Silbaugh, Barca, Rosenzweig, Vergeront, Vrakas, Porter, Underheim, Brandemuehl, Klusman, Brancel, Ladwig, Ott, Hahn, Goetsch, Musser, Urban, Schneiders, Kaufert, Green, Harsdorf, Lorge, Prosser, Deininger, Welch, Zien, Lehman, Duff, Ourada, Lazich, Seratti,

Roberts, Swoboda, Turner, Gruszynski, Foti and Panzer.

To committee on Criminal Justice and Public Safety.

**Senate Bill 70**

Relating to the sale of calves at livestock markets and by livestock dealers and the identification of slaughter calves.

By Senator Lasee; cosponsored by Representatives Ott and Klusman.

To committee on Agriculture, Forestry and Rural Affairs.

**Senate Bill 74**

Relating to the service of process in the supplementary examination of a judgment debtor.

By Senators Adelman and Darling; cosponsored by Representative Rutkowski, by request of the Judicial Council.

To committee on Judiciary.

**Senate Bill 76**

Relating to appropriate filing offices under the uniform federal lien registration act.

By Senators Huelsman and George; cosponsored by Representatives Prosser and Cullen.

To committee on Ways and Means.

**Senate Bill 118**

Relating to granting to counties the right to prohibit by ordinance and impose forfeitures for certain conduct that is prohibited by state statute.

By Senators Huelsman, Farrow, Darling, Petak, Rude, Stitt, Cowles and Buettner; cosponsored by Representatives Panzer, Hahn, Goetsch, Ott, Musser, Ladwig, Klusman, Deininger and Rosenzweig.

To committee on Urban and Local Affairs.

**Senate Bill 136**

Relating to vehicle registration by dealers, distributors, manufacturers and transporters.

By Senator Stitt.

To committee on Highways.

**Senate Bill 137**

Relating to causing great bodily harm by the intoxicated use of a vehicle and providing a penalty.

By Senators Huelsman, Lorman, Rude, Weeden, Cowles, Darling, Farrow, Leraan, Stitt, Buettner, Drzewiecki and Petak; cosponsored by Representatives Deininger, Owens, Black, Ladwig, Wirch, Schneiders, Ourada, Robson, Holperin, Seratti, Brandemuehl, Green, Nass, Zien, Dobyns, Duff, Beal, Panzer, Klusman and Vrakas.

To committee on Judiciary.

**Senate Bill 140**

An act relating to allowing a municipal governing body to appoint a person as a temporary municipal judge pending the initial election for that position.

By Senator Weeden; cosponsored by Representative Robson.

To committee on Rules.

**Senate Bill 142**

Relating to motor vehicle instructional operation by permittees under 16 years of age.

By Senators Risser, Lasee, Breske, Chvala, Lorman, Moen, Moore, Plewa, Schultz and Weeden; cosponsored by Representatives Baldwin, Hasenohrl, Baldus, Boyle, Brandemuehl, Coggs, Deininger, Dobyms, Goetsch, Green, Hahn, Gronemus, Huber, Lorge, Meyer, Morris-Tatum, Musser, Notestein, Ourada, Riley, Roberts, Rosenzweig, Ryba, Seratti, Schneider, Stower, Underheim, R. Young, Ziegelbauer and Bolle.

To committee on Highways.

**Senate Bill 156**

Relating to the sale or distribution of toys containing toxic substances.

By Senators Cowles, Burke, Farrow, Clausing, Moore, Rosenzweig, Plewa, Buettner and Potter; cosponsored by Representatives Bock, Black, Prosser, Panzer, Bell, Duff, Rutkowski, Ourada, Robson, Schneiders and Reynolds.

To committee on Environmental Resources.

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Representative Ziegelbauer moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, May 18.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

10:06 A.M.