

STATE OF WISCONSIN  
**Assembly Journal**  
Ninety-First Regular Session

MONDAY, March 14, 1994

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

**AMENDMENTS OFFERED**

Assembly substitute amendment 1 to **Assembly Bill 582** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 690** offered by Representative Meyer.

Assembly substitute amendment 1 to **Assembly Bill 906** offered by committee on Insurance, Securities and Corporate Policy.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1052** offered by Representatives Coggs, Foti, Johnsrud, Vander Loop, Boyle, Grobschmidt, Gruszynski, Musser, Prosser, Stower, Vergeront and Swoboda.

Assembly amendment 1 to **Assembly Bill 1095** offered by committee on Ways and Means.

Assembly amendment 1 to **Assembly Bill 1151** offered by Representative Gronemus.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1180** offered by Representative Lorge.

Assembly amendment 1 to **Assembly Bill 1248** offered by Representative Black.

Assembly amendment 1 to **Senate Bill 749** offered by Representative Lorge.

**INTRODUCTION AND REFERENCE  
OF PROPOSALS**

Read first time and referred:

**Assembly Joint Resolution 130**

Relating to the Armenian genocide.

By Representatives Wirch, Kreuser and Porter, cosponsored by Senator Andrea.

To committee on Rules.

**Assembly Joint Resolution 131**

Relating to memorializing Congress to enact legislation to ease restrictions on the exchange of information between public assistance agencies and law enforcement officials and legislation to prohibit the payment of certain public assistance payments to fugitives from justice and to probation and parole violators.

By Representatives Welch, Goetsch, Schneiders, Ladwig, Walker, Musser, Krosnicki, Green, Freese,

Klusman, Grothman and Ainsworth, cosponsored by Senators Zien and Drzewiecki.

To Special Committee on Welfare Reform.

**Assembly Joint Resolution 132**

Relating to the right of parents to direct the upbringing and education of their children (first consideration).

By Representatives Welch, Grothman, Dobyns, Duff, Green, Johnsrud, Krosnicki, Ladwig, Lehman, Lorge, Nass, Ott, Owens, Schneiders, Seratti, Silbaugh, Urban and Walker, cosponsored by Senators Zien and Farrow.

To committee on Education.

**Assembly Joint Resolution 133**

Relating to honoring the Wisconsin Ag-Tourism Association, Inc. during National Agriculture Week, 1994.

By Representative Freese.

To committee on Rules.

**Assembly Bill 1249**

Relating to the moratorium on the construction and expansion of medical waste incinerators.

By Representatives Kreuser, Wirch, Plache, Porter, Ryba, Black and Gronemus, cosponsored by Senators Andrea, Chvala and Burke.

To committee on Natural Resources.

**Assembly Bill 1250**

Relating to: applications for vehicle registration; notification to county clerks of expected highway improvements for 6-year periods; the period of motor vehicle operating privilege suspension imposed by the department of transportation; driving record files maintained by the department of transportation; motor vehicle operating privilege suspension for nonpayment of a forfeiture, penalty assessment and jail assessment or noncompliance with a community service work order; endorsements of limitations or restrictions of motor vehicle operating privilege upon operator's licenses; motor vehicle operating privilege suspensions by the secretary of transportation; notification of creation of a security interest in a vehicle; and distribution of suspension, revocation and disqualification lists and records of convictions by nonresidents (suggested as remedial legislation by the department of transportation).

By Law Revision Committee.

To committee on Highways.

**Assembly Bill 1251**

Relating to the handgun sales background check; allowing a court to order restrictions on the possession of

a firearm by certain persons subject to involuntary civil commitment or to an abuse or harassment injunction; allowing a court to order restrictions on the possession of a firearm by a person convicted of a misdemeanor; granting a juvenile court jurisdiction over a child whose parents fail to secure firearms kept in the home or who permit the child to possess a firearm unlawfully; authorizing a juvenile court to impose a disposition requiring a child and his or her parents to attend a hunter safety program and to prohibit a child or his or her parents from possessing a firearm; and providing a penalty.

By Representative Wood, by request of Attorney General James E. Doyle.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 1252**

Relating to handgun transfer records.

By Representative Wood, by request of Attorney General James E. Doyle.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 1253**

Relating to emancipation of minors and permitting children to be excused from regular school attendance.

By Representative Wood.

To committee on Education.

**Assembly Bill 1254**

Relating to state funding of bailiffs for Milwaukee county and making an appropriation.

By Representative Krusick, cosponsored by Senator Darling.

To committee on Judiciary.

**Assembly Bill 1255**

Relating to the sales tax and room tax on transient accommodations.

By Representatives Urban, Duff, Notestein, R. Young and Plache.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 1256**

Relating to investigation of animal cruelty complaints.

By Representatives Ott, Gronemus, Wilder, Harsdorf, Ainsworth, Otte, Goetsch, Zukowski, Plombon, Roberts, Bolle, Reynolds, Stower, Springer, Swoboda and Ward.

To committee on Agriculture, Forestry and Rural Affairs.

**Assembly Bill 1257**

Relating to refinancing certain loans guaranteed by the Wisconsin housing and economic development authority.

By Representatives Gronemus, Stower, Albers, Baldus, Roberts, Reynolds, Bolle, Carpenter, Vander Loop, Ryba, Meyer, Brandemuehl, Porter, Klusman, Linton, Harsdorf, Ainsworth, Kreibich, Nass, Duff, Zukowski, Otte, Dobyns, Johnsrud, Lorge,

Goetsch, Hasenohrl, Ott and Brancel, cosponsored by Senators Rude, Lasee, Moen, Breske and Schultz.

To committee on Agriculture, Forestry and Rural Affairs.

**Assembly Bill 1258**

Relating to prohibiting a person from simultaneously holding certain licenses relating to alcohol beverages.

By Representatives Wirch, Walker and Urban, cosponsored by Senators Andrea, Decker and Rosenzweig.

To committee on Excise and Fees.

**Assembly Bill 1259**

Relating to prohibiting smoking in the state capitol building.

By Representatives Wirch, Bock, R. Young, Ladwig, Vrakas, Turner, Walker, Ryba, Baldwin and L. Young, cosponsored by Senator Clausing.

To committee on Health.

**Assembly Bill 1260**

Relating to creating an exception to the nursing licensure requirements for certain persons.

By Representatives R. Young, Stower, Musser, Wirch, Lorge, Hanson, Baldwin, Underheim and Bock, cosponsored by Senators Buettner, Breske, Rosenzweig, Moen, Rude and Lorman.

To committee on Health.

**Assembly Bill 1261**

Relating to the basic county community aids allocation.

By Joint Committee on Finance.

To Joint Committee on Finance.

**Assembly Bill 1262**

Relating to the placement, possession, transportation, loading or discharge of a firearm by certain private security persons.

By Representatives Skindrud, Boyle, Prosser, Turner, Baumgart, Welch, Jensen, Freese, Vergeront, Johnsrud, Hahn, Otte, Gard, Nass, Zukowski, Ladwig, Kreibich, Ward, Ainsworth, Seratti, Krosnicki, Dobyns, Walker, Silbaugh, Grothman, Owens, Duff and Green, cosponsored by Senator Zien.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 1263**

Relating to trespass to land.

By Representatives Johnsrud, Holperin, Albers, Brancel, Goetsch, Harsdorf, Hasenohrl, Krosnicki, Ladwig, Musser, Ott, Owens, Seratti, Silbaugh, Urban, Welch and Zukowski.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 1264**

Relating to creating the council on hereditary and congenital disorders, testing for congenital and metabolic disorders and granting rule-making authority.

By Joint Legislative Council.

To committee on Health.

**Assembly Bill 1265**

Relating to patient health care records, mental health records and pupil records.

By Joint Legislative Council.  
To committee on Health.

**Assembly Bill 1266**

Relating to various changes to the Milwaukee parental choice program.

By Representatives Williams, Jensen, Welch, Riley, Duff, Krusick, Gard, Ziegelbauer, Lazich, Hinkfuss, Krosnicki, Boyle, Underheim, Bolle, Grothman, Ladwig, Dobyns, Prosser and Vergeront, cosponsored by Senators Drzewiecki and George.

To committee on Urban Education.

**Assembly Bill 1267**

Relating to the salaries for district attorney positions, funding of additional assistant district attorney positions and making an appropriation.

By Representatives Travis, Plache, Wood, Deininger, Robson, Porter, Turner, Grobschmidt, Linton, Coggs, La Fave, Ladwig, Krusick and Bock.

To committee on Judiciary.

**Assembly Bill 1268**

Relating to the right to a trial by jury for a child who is alleged to be delinquent, to be in need of protection or services or to have violated a civil law or ordinance.

By Representatives Welch, Jensen, Ziegelbauer, Schneiders, Duff, Ladwig, Krosnicki, Plache and Owens, cosponsored by Senator Zien.

To committee on Children and Human Services.

**Assembly Bill 1269**

Relating to conversions of mutual savings banks to stock savings banks.

By Representatives Underheim, Schneiders, Ziegelbauer, Ainsworth, Baldus, Seratti, Holperin, Goetsch and Urban, cosponsored by Senator Drzewiecki.

To committee on Financial Institutions.

**Assembly Bill 1270**

Relating to requiring the use of protective headgear on bicycles, granting rule-making authority and providing a penalty.

By Representatives Beal, R. Young, Urban, Robson, Carpenter and Notestein, cosponsored by Senators Darling and Risser.

To committee on Highways.

**Assembly Bill 1271**

Relating to popular election of vocational, technical and adult education district boards, granting rule-making authority and providing an exemption from and extending the time limit for emergency rule procedures.

By Representatives Baldwin, Carpenter, Freese, Coggs, Stower and Bell, cosponsored by Senators Adelman and Plewa.

To committee on Education.

COMMITTEE REPORTS

The committee on Children and Human Services reports and recommends:

**Senate Bill 113**

Relating to requiring children 14 years of age or older to pay costs in proceedings in a court assigned to exercise jurisdiction under the children's code.

Concurrence: Ayes: (5) Noes: (1)  
To committee on Rules.

REBECCA YOUNG  
Chairperson

The committee on Elections, Constitutional Law and Corrections reports and recommends:

**Assembly Joint Resolution 121**

Relating to removing from the constitution unnecessary references to the masculine gender (first consideration).

Adoption: Ayes: (9) Noes: (0)  
To committee on Rules.

**Assembly Bill 1217**

Relating to provision of certain information and election materials to the elections board, the authorized full-time equivalent positions for the elections board and making an appropriation.

Passage: Ayes: (9) Noes: (0)  
To Joint Committee on Finance.

TAMMY BALDWIN  
Chairperson

The Joint Committee on Finance reports and recommends:

**Assembly Bill 900**

Relating to: requiring the department of health and social services to develop a model community mental health plan; expanding requirements for community mental health plans; requiring the council on mental health to review community mental health plans; requiring the department of health and social services to enter into an agreement for the development of a mental health client survey prototype; requiring counties to periodically conduct mental health client surveys; patients' rights for certain persons; establishing a pilot program for protection and advocacy services for community mental health clients; requiring the department of health and social services to establish standards for patient grievance procedures; certification of community mental health programs; requiring the secretary of health and social services to designate a departmental subunit to supervise the grievance process for clients of mental health services; requiring, unless waived, counties to establish certified community support programs; providing funding for state payment of the local matching funds to secure federal funds for certified community support programs; maltreatment of vulnerable adults; the abuse and neglect of certain

patients and residents; requiring consumer representation on county human services boards and county community programs boards; appointment of receivers for county departments of community programs and related programs; certification and review of community mental health programs; funding for staff of the council on mental health; intentional destruction, damage, concealment or falsification of patient health care records and treatment records; the exchange of professional services to evaluate community-mental health programs for continuing education credits; designation of county protective services agencies for the investigation of abuse, neglect or misappropriation of property of a vulnerable adult and providing protective services; directing the department of health and social services to develop a training curriculum and provide the curriculum for use in training members of county human services boards and county community services boards; requiring appointment of a complaint examiner in the department of justice; granting rule-making authority; making appropriations; and providing penalties.

Adoption of assembly substitute amendment 2:

Ayes: (16) Noes: (0)

Passage: Ayes: (14) Noes: (2)

To committee on Rules.

**Assembly Bill 1055**

An act relating to increasing funding for community options program assessments, case plans and services, decreasing funding for medical assistance nursing home care expenditures and making appropriations.

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (1)

Indefinite postponement: Ayes: (11) Noes: (5)

To calendar.

**Assembly Bill 1180**

Relating to: actions to improve dairy farm profitability and the competitiveness of this state's dairy industry and assisting beginning farmers; grain inspection fees; the agricultural chemical cleanup program; a business development initiative loan program; correctional institution enterprises; work programs for certain inmates of the state prisons; expansion of prisons; youth aids; the corrective sanctions program for juvenile offenders; the amount paid for guardian ad litem fees in paternity proceedings; information regarding circuit court costs; reimbursement for witness costs; payment for the transcription of preliminary examinations; reimbursement for investigative and expert services provided in cases in which representation is provided by the state public defender; possession, with intent to manufacture or deliver, cocaine; grants to cities for neighborhoods that have high levels of violent and drug-related crime; grants for law enforcement community policing; aid to vocational, technical and adult education districts for chauffeur training; development and update of

instructional television programs specific to this state; initial awards of tuition grants; historic site admission fees; youth apprenticeship training grants; creating a national and community service board; foster care basic maintenance rates and supplemental payments; receipt and expenditure of funds from other state agencies by the child abuse and neglect prevention board; creating a board on hunger and establishing a community-based hunger prevention grant program; matching medical assistance funds for a federal grant to a county for services to children with serious emotional disturbances; expanding the allowable period for reduction of the mental health institutes' deficit; adjusting per diem costs of care in mental health institutes; treatment of trusts and of certain transfers of assets for purposes of medical assistance eligibility; treatment of stepparent income in determining eligibility for aid to families with dependent children; recoupment of overpayments of aid to families with dependent children; recovery of medical assistance payments; medical assistance reimbursement for services provided as the result of referral by self-interested physicians; benefits under the work-not-welfare pilot program and the food stamp program; distribution of certain federal social services block grant funds; allocation of community aids funds to counties; changing the status of the office of health care information in the office of the commissioner of insurance to a division; safety devices and size requirements for personal watercraft; charging of fees by the department of natural resources for reviewing and evaluating applications and notifications of intent for federal licensing of power projects; custodianship of state-owned securities by the state treasurer; calculation of accrued tax receipts; financing of property tax deferral loans by the Wisconsin housing and economic development authority; disallowance of income tax deductions for state taxes paid; adopting internal revenue code provisions for income and franchise tax purposes; allowing payments of sales tax and use tax refunds to buyers under certain circumstances; the due date for the motor vehicle fuel tax; misuse of dyed diesel fuel; authorizing the department of revenue to permit certain buyers to pay a use tax to it later rather than a sales tax at the time of purchase; setting off certain amounts from state tax refunds; uniform traffic citations and traffic accident reports; the repaired salvage vehicle examination fee; flood damage aids; reimbursement under the local roads improvement program; the capital assistance program for transportation services to elderly and disabled persons; adjusting the number of full-time equivalent positions authorized for state agencies; granting bonding authority; providing an exemption from rule-making procedures; providing an exemption from emergency rule procedures; granting rule-making authority; decreasing and making appropriations; and providing penalties.

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (1)

JOURNAL OF THE ASSEMBLY [March 14, 1994]

Passage: Ayes: (15) Noes: (1)  
To committee on Rules.

BARBARA LINTON  
Assembly Chairperson

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

**Senate Bill 314**

Relating to the limits on liability for improvements to real property.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Concurrence: Ayes: (13) Noes: (0)

To committee on Rules.

**Senate Bill 358**

Relating to limitations of actions regarding professional accounting services.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Concurrence: Ayes: (13) Noes: (0)

To committee on Rules.

AL BALDUS  
Chairperson

The committee on Judiciary reports and recommends:

**Assembly Bill 1152**

Relating to transferring authority to the department of administration to make payments to counties for certain costs related to circuit courts.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Passage: Ayes: (8) Noes: (1)

To committee on Rules.

JAMES RUTKOWSKI  
Chairperson

The committee on Transportation reports and recommends:

**Assembly Bill 845**

Relating to the furnishing of social security numbers on applications for licenses and identification cards issued by the department of transportation and granting rule-making authority.

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

**Assembly Bill 913**

Relating to counseling services and leave for railroad crew members who are involved in an accident resulting in death or serious bodily injury.

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

**Assembly Bill 1248**

Relating to emergency highway maintenance snow and ice removal aid and making an appropriation.

Passage: Ayes: (7) Noes: (5)

To Joint Committee on Finance.

**Senate Bill 671**

Relating to temporary reduction of speed limits by local highway authorities.

Concurrence: Ayes: (12) Noes: (0)

To committee on Rules.

ROBERT TURNER  
Chairperson

The committee on Ways and Means reports and recommends:

**Assembly Bill 811**

Relating to authorizing a city, village, town or certain counties to impose a tax on boat slips or berthing facilities for recreational boats.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (15) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (0)

Passage: Ayes: (14) Noes: (1)

To committee on Rules.

**Assembly Bill 1095**

Relating to: expanding the real estate transfer fee exemption for transfers between a corporation and its shareholders; the deadline for appealing decisions of a board of review; the form of the property tax assessor's affidavit; penalties assessed against manufacturers for failing to file property tax reports; shared revenue payments under the public utility component; excluding from a school district's equalized valuation the estimated value of land for which aids in lieu of taxes are paid; real estate transfer fee returns; the bases for adjustments of property taxes; and discontinuing the right to make claims for excessive property tax assessments.

Adoption of assembly amendment 1:

Ayes: (15) Noes: (0)

Passage: Ayes: (15) Noes: (0)

To committee on Rules.

JEANNETTE BELL  
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed and asks concurrence in:

**Senate Bill 749**

ACTION ON THE SENATE MESSAGE

**Senate Bill 749**

Relating to: actions to improve dairy farm profitability and the competitiveness of this state's dairy industry and assisting beginning farmers; grain inspection fees; the agricultural chemical cleanup program; a business development initiative loan program; correctional institution enterprises; work programs for certain inmates of the state prisons; expansion of prisons; youth aids; the corrective sanctions program for juvenile offenders; the amount paid for guardian ad litem fees in paternity proceedings; information regarding circuit court costs; reimbursement for witness costs; payment for the transcription of preliminary examinations; reimbursement for investigative and expert services provided in cases in which representation is provided by the state public defender; possession, with intent to manufacture or deliver, cocaine; grants to cities for neighborhoods that have high levels of violent and drug-related crime; grants for law enforcement community policing; aid to vocational, technical and adult education districts for chauffeur training; development and update of instructional television programs specific to this state; initial awards of tuition grants; historic site admission fees; youth apprenticeship training grants; creating a national and community service board; foster care basic maintenance rates and supplemental payments; receipt and expenditure of funds from other state agencies by the child abuse and neglect prevention board; creating a board on hunger and establishing a community-based hunger prevention grant program; matching medical assistance funds for a federal grant to a county for services to children with serious emotional disturbances; expanding the allowable period for reduction of the mental health institutes' deficit; adjusting per diem costs of care in mental health institutes; treatment of trusts and of certain transfers of assets for purposes of medical assistance eligibility; treatment of stepparent income in determining eligibility for aid to families with dependent children; recoupment of overpayments of aid to families with dependent children; recovery of medical assistance payments; medical assistance reimbursement for services provided as the result of referral by self-interested physicians; benefits under the work-not-welfare pilot program and the food stamp program; distribution of certain federal social services block grant funds;

allocation of community aids funds to counties; changing the status of the office of health care information in the office of the commissioner of insurance to a division; safety devices and size requirements for personal watercraft; charging of fees by the department of natural resources for reviewing and evaluating applications and notifications of intent for federal licensing of power projects; custodianship of state-owned securities by the state treasurer; calculation of accrued tax receipts; financing of property tax deferral loans by the Wisconsin housing and economic development authority; disallowance of income tax deductions for state taxes paid; adopting internal revenue code provisions for income and franchise tax purposes; allowing payments of sales tax and use tax refunds to buyers under certain circumstances; the due date for the motor vehicle fuel tax; misuse of dyed diesel fuel; authorizing the department of revenue to permit certain buyers to pay a use tax to it later rather than a sales tax at the time of purchase; setting off certain amounts from state tax refunds; uniform traffic citations and traffic accident reports; the repaired salvage vehicle examination fee; flood damage aids; reimbursement under the local roads improvement program; the capital assistance program for transportation services to elderly and disabled persons; adjusting the number of full-time equivalent positions authorized for state agencies; granting bonding authority; providing an exemption from rule-making procedures; providing an exemption from emergency rule procedures; granting rule-making authority; decreasing and making appropriations; and providing penalties.

By joint committee on Finance.

To committee on Ways and Means.

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
145	140	March 11, 1994
288	141	March 11, 1994
440	142	March 11, 1994
557	143	March 11, 1994
352	147	March 11, 1994

Respectfully submitted,  
TOMMY G. THOMPSON  
Governor

JOURNAL OF THE ASSEMBLY [March 14, 1994]

REFERENCE BUREAU CORRECTIONS

**Assembly Bill 1194**

1. Page 1, line 8: delete "identify" and substitute "indentify".

Senate Amendment 2 to Senate Amendment 1 to Senate Substitute Amendment 1 to **Senate Bill 749**

Page 1, line 12: substitute "1994" for "1946".