



STATE OF WISCONSIN Assembly Journal

Ninety–Second Regular Session

THURSDAY, March 23, 1995

The Chief Clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 24** offered by Representative Kreuser.

Assembly amendment 2 to **Assembly Bill 24** offered by Representative Kreuser.

Assembly amendment 3 to **Assembly Bill 26** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 70** offered by Representative Dobyns.

Assembly amendment 3 to **Assembly Bill 82** offered by Representative Gard.

Assembly substitute amendment 1 to **Assembly Bill 98** offered by committee on Highways and Transportation.

Assembly amendment 1 to **Assembly Bill 119** offered by Representative Ward.

Assembly amendment 5 to **Assembly Bill 130** offered by Representative Ladwig.

Assembly amendment 6 to **Assembly Bill 130** offered by Representative Ladwig.

Assembly amendment 7 to **Assembly Bill 130** offered by Representative Ladwig.

Assembly amendment 8 to **Assembly Bill 130** offered by Representative Ladwig.

Assembly amendment 9 to **Assembly Bill 130** offered by Representative Ladwig.

Assembly amendment 10 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 11 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 12 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 13 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 14 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 15 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 16 to **Assembly Bill 130** offered by Representative Murat.

Assembly amendment 17 to **Assembly Bill 130** offered by Representative Ladwig.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 244

Relating to: limiting required funding for protective placements or protective services and mental health services and expanding factors to be considered in making protective placements.

By Representatives Freese, Olsen, Gunderson, Ward, Seratti, Ziegelbauer, Ryba, Kaufert, Kreibich, Gard, Albers, Duff, Foti, Goetsch, Huber, Harsdorf, Grothman, Brandemuehl, Hahn, Schneiders, Travis, Krusick, Silbaugh, Lehman, Ott, Green, Murat, Wood, Walker, Vrakas, Ladwig, Ourada, Klusman, Otte, Lazich, Skindrud, Owens, Musser, Wirsch, Meyer and Reynolds; cosponsored by Senators Buettner, Rude, Rosenzweig, Panzer, Darling, Farrow, Schultz, Breske, Burke, Petak, Weeden, Drzewiecki and Cowles.

To committee on Health.

Assembly Bill 245

Relating to: changing certain requirements for administration of the long–term support community options program, aging program and family support program.

By Representatives Ward, Seratti, Ziegelbauer, Hahn, Silbaugh, Musser, Otte, Reynolds, Klusman, Gronemus, Porter, Gard, Duff, Kaufert, Kreibich, Ladwig, Harsdorf, Handrick, Goetsch, Grobschmidt, Grothman, Lehman, Huber and Foti; cosponsored by Senator Petak.

To committee on Mandates.

Assembly Bill 246

Relating to: prohibiting smoking in the state capitol building.

By Representatives Wirch, Grobschmidt, L. Young, Black, R. Young, Goetsch, Bock, Ladwig, Dobyns, Baldwin, Walker, Ott, Boyle, Wasserman, La Fave, Urban and Riley; cosponsored by Senators Clausing, Burke, Rosenzweig, Risser and Buettner.

To committee on State Affairs.

Assembly Bill 247

Relating to: the hunting of elk and providing a penalty.

By Representatives Linton, Hasenohrl, Baldus, Freese, Wirch, Dobyns, Bock, Musser, Travis, Ott, Krug, Underheim, Riley, Grothman, R. Potter, Vrakas, Robson, Notestein, F. Lasee and Baldwin; cosponsored by Senators Jauch, Andrea, Burke, Chvala and Clausing.

To committee on Natural Resources.

Assembly Bill 248

Relating to: creating a grace period for property tax payments.

By Representatives Ziegelbauer, Underheim, Huber, Seratti, Bell, Huebsch, Robson, Brandemuehl, Bock, Urban, Hasenohrl, F. Lasee, Notestein, Ainsworth, Ryba, Krusick, R. Potter, Black, Gronemus, Ward, Plombon, Baldus and Morris-Tatum; cosponsored by Senators Plewa, Wineke, A. Lasee, Panzer, Chvala and Moore.

To committee on Ways and Means.

Assembly Bill 249

Relating to: the regulation of outdoor light fixtures and bulbs or lamps used in outdoor light fixtures and granting rule-making authority.

By Representatives Baumgart, Hahn, Black, Bock, La Fave, Williams, R. Potter and R. Young; cosponsored by Senator Adelman.

To committee on Environment and Utilities.

Assembly Bill 250

Relating to: the installation of an ignition interlock device in cases involving intoxicated operation of a vehicle.

By Representatives Cullen, Foti, Grobschmidt, Ward, Plache, Bock, Williams, Otte, Hanson, Travis, Black, F. Lasee, Turner, La Fave, Hahn, R. Young, Robson, Dobyns, Ziegelbauer, Wirch, Huber, Carpenter, Krug, Kaufert, Grothman, Green, Ott, Walker and Urban; cosponsored by Senators Rude and Burke.

To committee on Judiciary.

Assembly Bill 251

Relating to: damage done by horses, sheep and goats.

By Representatives Skindrud, Musser, Ainsworth, Silbaugh, Hahn, Owens, Ott and Ward.

To committee on Agriculture.

Assembly Bill 252

Relating to: requiring the use of safety belts or child safety restraint systems for children riding within cargo areas of motor trucks and providing a penalty.

By Representatives Bock, Brandemuehl, Robson, Ourada, Bell, Dobyns, Riley, Notestein, La Fave and Boyle; cosponsored by Senators Burke, Rosenzweig and Darling.

To committee on Highways and Transportation.

Assembly Bill 253

Relating to: aids for county forest roads and making an appropriation.

By Representatives Ourada, Seratti, Handrick, Boyle, Gard, Freese, Ainsworth, Zukowski and Grothman.

To committee on Highways and Transportation.

Assembly Bill 254

Relating to: publication or dissemination of false information pertaining to a response to certain questions and providing a penalty.

By Representatives Otte, Baldwin, Walker, Duff, Musser, Ryba, Goetsch, Plombon, Urban, Baumgart, Hahn, Plache, F. Lasee, Bell, Lazich, Turner, Ainsworth, Hasenohrl, Lehman, Grobschmidt, Silbaugh, Wilder, Skindrud, Springer, Owens, Riley, Brandemuehl, Murat, Olsen, Vrakas, Seratti, Ott, Zukowski, Gunderson and Brancel; cosponsored by Senators A. Lasee, C. Potter, Darling, Leraan and Buettner.

To committee on Elections and Constitutional Law.

Assembly Bill 255

Relating to: itemization of certain in-kind contributions to candidates for state or local office.

By Representatives Otte, Baldwin, Handrick, R. Young, Goetsch, Baumgart, Urban, Lazich, Skindrud, Hahn, Owens, Brandemuehl, Albers, Olsen, Seratti, Gunderson, Grothman and Zukowski; cosponsored by Senator A. Lasee.

To committee on Elections and Constitutional Law.

Assembly Bill 256

Relating to: the return of lost money or goods.

By Representatives Baldus, Lehman, Foti, Ziegelbauer, F. Lasee, Wilder, Huber, Linton, Baldwin, Plache, Grothman, Plombon, Hasenohrl, R. Young, L. Young and Ryba; cosponsored by Senators Clausing and Buettner.

To committee on Urban and Local Affairs.

Assembly Bill 257

Relating to: employment of a state public official by an employer that receives substantial revenue from lobbyists or principals for the purpose of engaging in lobbying.

By Representatives Black, La Fave, Hahn, R. Young, Robson, Reynolds, Bell, Notestein, Bock, Baumgart, Plombon, Dueholm and Carpenter; cosponsored by Senator Moen.

To committee on Government Operations.

Assembly Bill 258

Relating to: spent nuclear fuel disposal facilities.

By Representatives Black, Notestein, Robson, Hahn, Bock, Ryba, Wilder, Boyle, Cullen, Baldwin, Carpenter,

Huber, Morris–Tatum, R. Potter and R. Young; cosponsored by Senator Risser.

To committee on Environment and Utilities.

Assembly Bill 259

Relating to: priorities for at–risk and low–income child care funds.

By Representatives Huebsch, Gard, Hahn, Ourada, Freese, Grothman, Ward, Porter, Ryba, Ladwig, Ainsworth, Musser, Goetsch, Green, Kreibich, Silbaugh, Jensen, Albers, Olsen, Klusman and Skindrud; cosponsored by Senators Petak, Rude and Schultz.

To committee on Welfare Reform.

Assembly Bill 260

Relating to: retailers source of supply of alcohol beverages.

By Representatives Grothman, Ainsworth, Goetsch, Grobschmidt, Hahn, Handrick, Hasenohrl, Hoven, Lehman, Nass, Ourada, Owens, Reynolds, Schneiders, Seratti and Zukowski; cosponsored by Senators A. Lasee and Clausing.

To committee on State Affairs.

Assembly Bill 261

Relating to: the definition of “meeting” under the open meetings law.

By Representatives F. Lasee, Gunderson, Olsen, Ainsworth, Zukowski, Musser, Lehman, Hahn, Goetsch, Reynolds, Handrick, Schneiders, Grothman, Albers, Silbaugh, Owens, Green and Jensen; cosponsored by Senators A. Lasee, Rude, Breske, Leraan and Farrow.

To committee on Government Operations.

Assembly Bill 262

Relating to: disclosure of certain law enforcement agency records Relating to a child to the child’s school district administrator.

By Representatives Hubler, Goetsch, Baldus, Bell, Black, Brandemuehl, Dobyns, Dueholm, Foti, Green, Grobschmidt, Gronemus, Grothman, Hahn, Handrick, Hanson, Huber, Kaufert, Kreibich, Kreuser, Krusick, La Fave, F. Lasee, Linton, Meyer, Musser, Olsen, Ott, Otte, Plombon, R. Potter, Reynolds, Robson, Ryba, Seratti, Travis, Turner, Vrakas, Wilder, Wirch, Ziegelbauer and Klusman; cosponsored by Senators Jauch, Panzer, Buettner, Chvala, Darling, Huelsman, Moen, Rosenzweig and Weeden.

To committee on Education.

Assembly Bill 263

Relating to: charging a suspended or expelled pupil for homebound study and charging a pupil for retaking a course in which he or she was denied credit.

By Representatives Lehman, Goetsch, Musser, Robson, Schneiders, Vrakas, Ainsworth, Underheim, Seratti, Hahn, Handrick, F. Lasee, Gunderson, Ward, Silbaugh, Dobyns, Ryba, Kreibich and Owens; cosponsored by Senators Andrea, Cowles, Huelsman and Weeden.

To committee on Education.

COMMUNICATIONS

The Chief Clerk reports the following proposals correctly enrolled:

- Assembly Joint Resolution 1**
- Assembly Joint Resolution 2**
- Assembly Joint Resolution 3**
- Assembly Joint Resolution 11**
- Assembly Joint Resolution 18**
- Assembly Joint Resolution 21**

CHARLES R. SANDERS
Assistant Chief Clerk

March 20, 1995

Charles R. Sanders
Assistant Chief Clerk
Wisconsin State Assembly
1 East Main Street, Suite 402
Madison, WI 53708

Dear Mr. Sanders:

Pursuant to the authority conferred upon me as Assembly Speaker by Assembly Rule 10(2), I wish to inform you that I hereby order the creation of a temporary Special Committee on Generation Next. On April 4, 1995, in accordance with Assembly Rule 10(1m), an Assembly Resolution will be introduced to create the Special Committee on Generation Next. At that time the temporary special committee of the same name will cease to exist.

Thank you for your attention to this matter.

Very truly yours,
DAVID PROSSER, JR.
Assembly Speaker

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Employment Relations
Madison

January 26, 1995

To the Honorable the Assembly:

Reporting Requirements for the Education Commission of the States

Please find enclosed three documents from the Education Commission of the States (ECS):

1. 1994 Annual Report;
2. 1994 Education Agenda; and
3. A copy of the ECS’ bylaws with amendments, if any.

The ECS is required to file these with your office to meet its statutory requirements under ss. 39.75 and 39.76, Wis. Stats. If there are any questions, please call me at 266-9820.

Sincerely,
JON E. LITSCHER
Secretary, DER

Referred to committee on Education.

State of Wisconsin
Department of Corrections
Madison

January 27, 1995

To the Honorable the Legislature:

The following information is provided for your review pursuant to s. 301.03 (6m), WI Stats. The figures below cover the period from January 1, 1994 to December 31, 1994.

1. There were 19 inmates transferred involuntarily from a prison to a mental health institute under 51.20 (13 (A) 4), with an average length of stay of 9 weeks. No inmates transferred voluntarily from a prison to a mental health institute.
2. 1899 inmates underwent voluntary treatment with psychotropic drugs. 20 inmates were treated with psychotropic drugs on an involuntary basis. The types of medication used include antipsychotic drugs, antidepressant drugs, antianxiety drugs, mood stabilizers, antiparkinson medications, and medications for side effects.
3. Mental Health Services, both psychiatric and psychological, are available at all of the major institutions. Services include chemotherapy, group and individual therapy, psychological, psychiatric, and neuropsychological evaluations, crisis intervention, sex offender groups, anger management groups, and domestic abuse groups. Inmates who need more intensive mental health services are transferred to the Special Management Unit at Columbia Correctional Institution, the Wisconsin Resource Center, or one of the Mental Health Institutes.

If you need any additional information, please let me know.

Sincerely,
MICHAEL J. SULLIVAN
Secretary, DOC

Referred to committee on Criminal Justice and Corrections.

State of Wisconsin
Department of Corrections
Madison

January 30, 1995

To the Honorable the Legislature:

As required under Section 301.03 (6r) of the Wisconsin Statutes, I am submitting information relative to the number of prisoners the Department of Corrections considers violent and the total number of prisoners.

On December 31, 1994 the Department had 10,429 adult inmates assigned to Type "1" prisons. Out of the 10,429 inmates, 7,863 or 75.4% had assaultive offenses.

Sincerely,
MICHAEL J. SULLIVAN
Secretary, DOC

Referred to committee on Criminal Justice and Corrections.

State of Wisconsin
Department of Veterans Affairs
Madison

January 31, 1995

To the Honorable the Legislature:

To the Honorable the Legislature:

1993 Act 254 requires the Wisconsin Department of Veterans Affairs to conduct two studies:

1. A study of the current state programs for veterans and of the use of the federal definition of "veteran" for determining eligibility for all veterans programs under ch.45 of the statutes. The study shall include:
 - a. The eligibility criteria, income limits, usage and purposes of each program and whether each program should be continued, with or without modification.
 - b. A review of both of those categories of persons who would be made eligible for Wisconsin veterans programs through the adoption of the federal definition of "veteran" and those who are currently eligible, but may become ineligible if the federal definition is adopted.
 - c. The desirability of using the federal definition of "veteran" as it applies to each program.
 - d. The fiscal effects on each program of any changes recommended under this paragraph and of the adoption of the federal definition of "veteran".
2. A study of the Health Care Aid Grant program, including a review of, and development of recommendations for, improving coverage and delivery of health care aid under the program.

The department is pleased to submit its report on these studies. Because the issues contained in the study of the Health Care Aid Grant were part and parcel of the larger study of the current state programs for veterans, the department has combined the results of the studies into one report.

Some of the recommendations in this report have little or no fiscal impact and should be considered for implementation as soon as possible. Others have a significant fiscal impact and will require that department resources be increased or

reallocated. As we have for the past several years, the department will continue to look for ways to provide needed benefits to Wisconsin's veterans in a fiscally responsible manner.

I am confident that the information and recommendations provided will be useful to policy makers and will allow Wisconsin to remain in the forefront of providing assistance and benefits to its citizens who have served their country in the armed forces.

Sincerely,
RAYMOND G. BOLAND
Secretary, DVA

Referred to committee on Veterans and Military Affairs.

State of Wisconsin
Department of Health and Social Services
Madison

January 31, 1995

To the Honorable the Legislature:

[1993 Wisconsin Act 290](#), Section 10, directs the Department of Health and Social Services to carry out a study of nursing home design and construction and their relationship to the formula for determining approvable proposed bed costs under the Resource Allocation Program. Attached is the Department's study for distribution to the appropriate standing committees of the Legislature as provided under s. [13.172\(3\)](#) of the statutes.

Sincerely,
RICHARD LORANG
Acting Secretary, DHSS

Referred to committee on Health.

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

January 31, 1995

To the Honorable the Assembly:

Pursuant to Chapter [109](#) of Wisconsin Statutes, I am providing you with the annual report on business closings and/or mass layoffs. The Statute requires that this report is due no later than March 1 annually and that it include the number, type and disposition of all determinations made by the Department under ss. [109.07\(5\)\(N\)\(6\)\(b\)](#).

The Department in 1994 received four complaints, of which two complaints were dismissed as no violation, one complaint was referred to the Attorney General, and one complaint is still pending.

Two 1992 complaints were carried forward on January 1, 1994. One was dismissed as no violation and one is still under appeal with our Department's legal counsel.

Six 1993 complaints were carried forward on January 1, 1994. Two were dismissed as no violation, one was withdrawn by the complainant, one was dismissed as no jurisdiction, and two were referred to the Attorney General.

Should you have any questions regarding the information in this report, please contact me immediately.

Sincerely,
CAROL SKORNICKA
Secretary, DILHR

Referred to committee on Labor and Employment.

State of Wisconsin
Department of Health and Social Services
Madison

February 8, 1995

To the Honorable the Assembly:

The biennial budget bill, [1983 Wisconsin Act 27](#), enacted s. [46.275](#), Community Integration Program (CIP) for Residents of State Centers. The intent of this program "is to relocate persons from the state centers for the developmentally disabled into appropriate community settings with the assistance of home and community-based services and with continuity of care. The intent of the program is also to minimize its impact on state employees through redeployment of employees into vacant positions. S. 46.275 (5m) requires the Department to submit a report to the Joint Committee on Finance and the Chief Clerk of each house of the Legislature describing the program's impact during the preceding calendar year on state employees, including the Department's efforts to redeploy employees into vacant positions and the number of employees laid off.

For the period of January 1, 1994 to December 31, 1994, there were 70 CIP placements, 5 CIP returnees, and 1 CIP diversion. For fiscal year 1994, reductions of \$1,405,472 and 63.12 FTE were made in the budget for the purpose of CIP placements. For the period July 1, 1994 through December 31, 1994, sufficient reductions will be made in the fiscal year 1995 operating budget to reflect reductions for CIP placements. Reductions of positions and dollars have been made for calendar year 1994 with no layoff of employees

Sincerely,
RICHARD W. LORANG
Acting Secretary, DHSS

Referred to committee on Children and Families.

State of Wisconsin
Department of Administration
Madison

February 22, 1995

To the Honorable the Legislature:

[Chapter 34, Laws of 1979](#), requires that when the Department of Administration maintains an office in Washington, DC, for the purposes of promoting federal/state cooperation, it should submit a report detailing the activities of the office and reporting the status of federal legislation of concern to the Legislature and others state agencies (Wis. Stats. 16. 548 (2)).

The report for the period October 1, 1994 through December 31, 1994 is attached.

Sincerely,
JAMES R. KLAUSER
Secretary, DOA

Referred to Special Committee on State–Federal Relations.

State of Wisconsin
Department of Transportation
Madison

February 28, 1995

To the Honorable the Legislature:

[1993 Wisconsin Act 198](#), published on April 20, 1994 provides for double fines for certain moving traffic violations committed in construction and maintenance zones.

Section 18 of Act 198 requires that:

“The Department of Transportation shall develop and construct a highway sign to inform motorists that forfeitures and fines for certain traffic violations

committed in highway maintenance or construction areas are doubled under state law. On or before January 1, 1995, the department shall submit a report on the highway signs to the legislature in the manner as provided under section 13.172(2) of the statutes and the Governor. The report shall include a plan for erecting and maintaining such signs on the highways of the state.”

The attached report fulfills the obligations of the department with respect to actions that occurred in 1994, subsequent to the effective date of Act 198. This report also details a plan for sustaining the program into the future. We would also like to point out that the Department conducted an extensive public education campaign to inform the public of the new law and it’s emphasis on worker and motorist safety. Information from the campaign is included in the report. A cassette of the TV spot is available if requested.

We do apologize that this report was not submitted by January 1, 1995. Because the 1994 construction season had already begun when the law became effective, there were not clear expectations about the location or use of the signs for the 1994 season. Most of the large signs were placed at locations near cities that have TV stations. Other signs, both large and small, were placed at project specific locations or at locations to maximize exposure to the traveling public. The Green Bay Transportation District did prepare a map of all their sign locations which is included in the report as an example. The extra time for submittal of this report is a result of developing a specific plan for 1995 and future years. The plan will include a program evaluation mechanism for 1995 and future years as well as what occurred related to sign installation and maintenance required by Act 198.

Sincerely,
CHARLES H. THOMPSON
Secretary, DOT

Referred to committee on Highways and Transportation.