



# STATE OF WISCONSIN Assembly Journal

## Ninety–Second Regular Session

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WEDNESDAY, April 19, 1995

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

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### AMENDMENTS OFFERED

Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 55** offered by Representative Musser.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 92–68**

Relating to implementing the Wisconsin environmental policy act.

Submitted by Public Service Commission.  
Report received from Agency, April 17, 1995.  
To committee on Environment and Utilities.  
Referred on April 19, 1995.

#### **Assembly Clearinghouse Rule 94–216**

Relating to water quality standards for cadmium for the protection of aquatic life.

Submitted by Department of Natural Resources.  
Report received from Agency, April 11, 1995.  
To committee on Natural Resources.  
Referred on April 19, 1995.

#### **Assembly Clearinghouse Rule 94–224**

Relating to the notice requirements for terminating worker's compensation insurance policies.

Submitted by Office of the Commissioner of Insurance.  
Report received from Agency, April 6, 1995.  
To committee on Insurance, Securities and Corporate Policy.  
Referred on April 19, 1995.

#### **Assembly Clearinghouse Rule 95–13**

Relating to pseudorabies, swine brucellosis and equine infectious anemia.

Submitted by Department of Agriculture, Trade and Consumer Protection.  
Report received from Agency, April 17, 1995.  
To committee on Agriculture.  
Referred on April 19, 1995.

#### **Assembly Clearinghouse Rule 95–21**

Relating to certification to perform asbestos abatement activities or asbestos management activities and accreditation of training courses for persons performing asbestos abatement activities or asbestos management activities.

Submitted by Department of Health and Social Services.  
Report received from Agency, April 10, 1995.  
To committee on Labor and Employment.  
Referred on April 19, 1995.

#### **Assembly Clearinghouse Rule 95–30**

Relating to screening of newborn infants for cystic fibrosis.

Submitted by Department of Health Social Services.  
Report received from Agency, April 13, 1995.  
To committee on Health.  
Referred on April 19, 1995.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Resolution 21**

Relating to: memorializing Congress to amend the internal revenue code to allow intrafamily transfers of property under the first–time farmer bond program.

By Representatives Ott, Ainsworth, Klusman, Lehman, Skindrud, Ourada, F. Lasee, Freese, Musser, Brandemuehl, Gard, Vrakas, Hahn, Albers, Harsdorf, Gunderson, Ladwig, Owens, Otte, Johnsrud, Huebsch, Kreibich, Green, Goetsch, Olsen, Springer, Grothman, Brancel, Zukowski, Nass and Silbaugh.

To committee on Agriculture.

#### **Assembly Joint Resolution 35**

Relating to: eliminating the constitutional authorizations for pari–mutuel on–track betting and the state lottery beginning on January 1, 2005 (first consideration).

By Representatives Baldus, Wilder, Grothman, Baldwin, Huebsch and R. Young; cosponsored by Senators Risser and Clausing.

To special committee on Gambling Oversight.

#### **Assembly Bill 317**

Relating to: eligibility for the veterans rehabilitation program.

By Representatives Musser, Huebsch, Seratti, Boyle, Hahn, Bock, Dobyns, Gronemus, Notestein, R. Young, Riley,

Ourada, Hasenohrl, Morris–Tatum, Wirch, Kreuser and Ott; cosponsored by Senators Zien, Schultz, Breske, Moen, Andrea and Cowles.

To committee on Veterans and Military Affairs.

**Assembly Bill 318**

Relating to: raising the legal age to gamble from 18 to 21 years of age.

By Representatives Freese, Handrick, Meyer, Walker, Wilder, Lehman, Albers, Ainsworth, Owens, Dobyns, F. Lasee and Ott; cosponsored by Senators Drzewiecki and Buettner.

To special committee on Gambling Oversight.

**Assembly Bill 319**

Relating to: return of fingerprint records and photographs.

By Representatives Baldwin, Lorge, Coggs, Cullen, Duff, Notestein, F. Lasee, Seratti, Grothman, Ryba, R. Young, Hanson, Wilder, Boyle, Ward and L. Young; cosponsored by Senators Risser, Huelsman and Moore.

To committee on Criminal Justice and Corrections.

**Assembly Bill 320**

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 Families.

**Assembly Bill 321**

Relating to: creating a sales tax and use tax exemption for certain equipment used in harvesting timber.

By Representatives Linton, Baldus, Plombon and Grothman; cosponsored by Senators Breske, A. Lasee, Jauch and Leean.

To joint survey committee on Tax Exemptions.

**Assembly Bill 322**

Relating to: requesting a waiver from the federal government to impose a 2–tier system of benefits statewide under the aid to families with dependent children program.

By Representatives Huebsch, Green, Otte, Ladwig, Porter, Ott, Musser, Ziegelbauer, Goetsch, Krusick, Hoven, Duff, Freese, Grothman, Kreibich, Lorge and Gunderson; cosponsored by Senators Buettner, Petak, Rude, Zien, Darling, Breske and Farrow.

To committee on Welfare Reform.

**Assembly Bill 323**

Relating to: eligibility for the homestead tax credit.

By Representatives Ward, Baldus, Brandemuehl, Hahn, Kreibich, Goetsch, Skindrud, Plombon, Grothman, Seratti, Murat and Robson; cosponsored by Senator Rude.

To committee on Ways and Means.

**Assembly Bill 324**

Relating to: directing the legislative fiscal bureau to study school district costs.

By Representatives Seratti, Musser, Plombon, Grothman, Gard, Green, Lorge, Olsen, Ott, Zukowski and Klusman;

cosponsored by Senators A. Lasee, Petak, Schultz and Breske.

To committee on Education.

**Assembly Bill 325**

Relating to: health care professional service corporations.

By Representatives Albers, F. Lasee, Baldus and Goetsch.

To committee on Insurance, Securities and Corporate Policy.

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**ENROLLED BILLS**

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

**Assembly Bill 21**

**Assembly Bill 39**

**Assembly Bill 56**

**Assembly Bill 95**

**Assembly Bill 124**

Sincerely,  
*CHARLES R. SANDERS*  
Assistant Chief Clerk

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**COMMUNICATIONS**

April 18, 1995

Assistant Chief Clerk Charles Sanders  
Wisconsin State Assembly  
Suite 402, One East Main St.  
P.O. Box 8952  
Madison, WI 53708

Dear Assistant Chief Clerk:

Because of an error of mine, State Rep. Bill Vander Loop was not included on **Assembly Bill 269**, relating to state payment of property taxes on certain residences of disabled veterans and making an appropriation.

In fact, Rep. Vander Loop should have been listed as the lead author. He and I worked together last session on this proposal. We did the same on this session's bill with the understanding that he would be the lead author and my office would handle the drafting.

I want the members of the State Assembly to know that this is Rep. Vander Loop's bill. In order to avoid the high cost of reprinting and reintroducing the bill, I am asking that Rep. Vander Loop be added as a cosponsor with the understanding that he should have been listed as the lead author. Rep. Vander Loop has agreed to this arrangement.

I apologize for the mistake.

Sincerely,  
*CLOYD A. PORTER*  
State Representative  
66th Assembly District

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State of Wisconsin  
Legislative Audit Bureau  
Madison

March 30, 1995

To the Honorable the Legislature:

We have completed an evaluation of the Wisconsin Waterways Commission, as requested by the Joint Legislative Audit Committee. The Commission provides funding for local government recreational boating projects on the Great Lakes and Wisconsin's inland waters.

Since fiscal year 1985-86, the Commission has provided \$12.3 million in grants for inland lake projects and \$12.9 million for Great Lakes projects, of which \$7.6 million was for harbor projects in Racine, Kenosha, and Sheboygan. Questions have been raised about the Commission's role in the development of these projects including whether funds were spent on ineligible costs and whether the Commission's participation contributed to an oversupply of boat slips along the Lake Michigan shoreline and, by extension, increased property taxes in some communities.

Despite questions concerning the eligibility of these harbor projects, we found that all funds approved by the Commission for these projects were spent on eligible expenses. Although construction of berths, or marinas, is not an eligible cost, some believe that by funding even eligible expenses in these projects, such as breakwater construction the Commission encouraged marina development while there is an apparent interrelationship between Commission-supported activities and marina development, this interrelationship is contemplated in the statutes that specifically designate harbor and breakwater improvements, which are often a prelude to marina development, as eligible expenses.

Overall, we believe the Commission has reasonably interpreted the statutes in defining the scope of its project review. If the Legislature believes the Commission needs to take a more authoritative role in assessing the need for, and

feasibility of, local projects, the Legislature could direct the Commission to: 1) require information in feasibility studies regarding local government liability and risk; 2) evaluate the quality of feasibility studies; 3) conduct its own independent feasibility studies. An expansion of the Commission's responsibilities would require additional staff resources. Further, because of the potential of increasing balances in the Commission's appropriation, the Legislature may also wish to review the Commission's funding level.

We appreciate the courtesy and cooperation extended to us by the commissioners, Department of Natural Resources staff, and local officials in Sheboygan, Racine and Kenosha. The Commission's response to the audit is Appendix IV.

Sincerely,  
*DALE CATTANACH*  
State Auditor

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### REFERENCE BUREAU CORRECTIONS

Assembly Substitute Amendment 1 to **Assembly Bill 51**

1. Page 2, line 10: substitute "board" for "baord".

**Assembly Bill 130**

1. Page 235, line 22: delete "938. 13" and substitute "938.13".

**Assembly Bill 130**

1. Page 400, line 22: after "9359" insert "of this act".

Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 145**

1. Page 2, line 1: substitute "section" for "sections".

**Assembly Bill 176**

1. Page 8, line 6: delete ", 773.03(50)" and substitute "and (49)".

**Assembly Bill 203**

1. Page 1, line 4: delete "(title)".