



# STATE OF WISCONSIN Assembly Journal

Ninety–Second Regular Session

---

MONDAY, August 28, 1995

---

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

---

## AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 299** offered by committee on Health.

Assembly amendment 2 to **Assembly Bill 331** offered by Representatives Goetsch and Dobyms.

Assembly substitute amendment 1 to **Assembly Bill 395** offered by Representative Meyer.

Assembly amendment 1 to **Assembly Bill 399** offered by committee on Health.

Assembly amendment 2 to **Assembly Bill 399** offered by committee on Health.

Assembly amendment 3 to **Assembly Bill 399** offered by committee on Health.

Assembly substitute amendment 1 to **Assembly Bill 418** offered by Representative Vrakas.

---

## ADMINISTRATIVE RULES

### **Assembly Clearinghouse Rule 94–169**

Relating to authorizing savings banks to invest their funds in specified financial products.

Submitted by Office of the Commissioner of Savings and Loan.

Report received from agency on August 25, 1995.

To committee on Financial Institutions.

Referred on August 28, 1995.

### **Assembly Clearinghouse Rule 95–6**

Relating to fees which the board charges to schools requesting approval under s. 38.51 (10), Stats.

Submitted by Educational Approval Board.

Report received from agency on August 22, 1995.

To committee on Colleges and Universities.

Referred on August 28, 1995.

### **Assembly Clearinghouse Rule 95–81**

Relating to electric construction by public utilities requiring commission review and approval.

Submitted by Public Service Commission.  
Report received from agency on August 17, 1995.  
To committee on Environment and Utilities.  
Referred on August 28, 1995.

### **Assembly Clearinghouse Rule 95–109**

Relating to third-party testing.

Submitted by Department of Transportation.

Report received from agency on August 18, 1995.

To committee on Highways and Transportation.

Referred on August 28, 1995.

### **Assembly Clearinghouse Rule 95–116**

Relating to indigency evaluation and verification.

Submitted by State Public Defender.

Report received from agency on August 22, 1995.

To committee on Judiciary.

Referred on August 28, 1995.

---

## INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

### **Assembly Bill 522**

Relating to: the use and possession of alcohol beverages on certain boats and providing a penalty.

By Representative Porter.

To committee on State Affairs.

### **Assembly Bill 523**

Relating to: transfer of ownership in a vehicle.

By Representatives Schneider, Freese, Boyle and Olsen; cosponsored by Senators Burke and Huelsman.

To committee on Highways and Transportation.

### **Assembly Bill 524**

Relating to: rest and meal periods for employees.

By Representatives Bell, Bock, L. Young, Baldwin, Gronemus, Boyle, Wirch and Morris–Tatum; cosponsored by Senators Burke and Chvala.

To committee on Labor and Employment.

### **Assembly Bill 525**

Relating to: displaying a vehicle for sale upon a highway.

By Law Revision Committee.

To committee on Highways and Transportation.

**Assembly Bill 526**

Relating to: signatures and authentication requirements for orders under the forest croplands program and the woodland tax law program.

By Representatives Johnsrud, Freese, Porter, Seratti, Kreibich, Hahn, Dobyms, Gard, Huebsch, Zukowski, Goetsch, Musser, Silbaugh, Ourada, Otte, Skindrud, Springer, F. Lasee and Ainsworth; cosponsored by Senators Rude, Schultz and Zien.

To committee on Ways and Means.

**Assembly Bill 527**

Relating to: Sport shooting range responsibilities and granting rule-making authority.

By Representatives Johnsrud, Hoven, Freese, Seratti, Kreibich, Lehman, Huebsch, Ward, Jensen, Zukowski, Plombon, Baumgart, Goetsch, Handrick, Musser, Ourada, Ott, Kaufert, Skindrud, Boyle, F. Lasee and Meyer; cosponsored by Senators Rude, Schultz and Zien.

To committee on Natural Resources.

**Assembly Bill 528**

Relating to: setting fires and providing a penalty.

By Representatives Johnsrud, Freese, Kreibich, Grothman, Boyle, Ainsworth and Ott.

To committee on Natural Resources.

---

**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Department of Health and Social Services  
Madison

August 14, 1995

To the Honorable, the Assembly:

As required in Section 227.485(9) and 814.245(10) of the Wis. Stats., I am submitting the report concerning decisions and resulting payments of Attorney fees and related legal costs. Attorney fees and other legal costs are to be paid whenever the opposing party to an agency's Chapter 227 hearing prevails and it is determined the agency's position was not substantially justified. Payments for SFY 1995 are shown on the attached schedule.

In addition, the Department is required to report any awards granted to the Department regarding frivolous motions brought against this Department. If the hearing examiner determines that the motion of the opposing party in any Chapter 227 contested case is frivolous, the examiner may award the state agency all reasonable costs in responding to the motion. In SFY 1995, no motions of opposing parties were found to be frivolous. Consequently, the Department has no awards to report.

Sincerely,  
JOE LEEAN  
Secretary, DHSS

Referred to committee on **Children and Families**.

---

American Indian Health Council  
Menominee Indian Tribe of Wisconsin  
Menominee Tribal Clinic  
Keshena, WI

August 14, 1995

To the Honorable, the Assembly:

Section 46.35 (2) of the statutes requires the American Indian Health Council to submit an annual report to the Legislature and the American Indian Study Committee. I am pleased to send you a copy of our first annual report.

If there are any questions about the report, please feel free to call me at (715) 799-5482.

Sincerely,  
JERRY L. WAUKAU  
Chair, AIHC

Referred to committee on **Health**.

---

**COMMUNICATIONS**

State of Wisconsin  
Department of Corrections  
Madison

July 15, 1995

To the Honorable, the Legislature:

Attached is the third quarter report on Prison Industries for the fiscal year ending June 30, 1995, as required by Section 303.019 of the Wisconsin Statutes. This report includes the year-to-date cash balance of each industry.

Prison Industries had a cash deficit of \$2.1 million through the third quarter ending March 31, 1995. The actual cash expenditure for the time period was \$11,368,807. Revenues for the same time period were \$9,284,456. Prison Industries have adequate fixed assets, inventories and receivables to cover the overdraft. A large amount of raw materials have been purchased for processing during the third quarter. A 16.515 request has been prepared to cover the additional expenditures made during this fiscal year for orders in-hand thus far. In addition, accounts receivable was \$3.3 million during this period.

The projected profit on the accrual basis for the fiscal year ending June 30, 1995 is \$575,000.

Sincerely,  
MICHAEL J. SULLIVAN  
Secretary, DOC  
JAMES R. KLAUSER  
Secretary, DOA

State of Wisconsin  
Department of Administration  
Madison

August 1, 1995

To the Honorable, the Legislature:

On behalf of the Council on Small, Veteran and Minority Business Opportunities, I submit the Council's 1994-95 Annual Report.

The Council continues to work to include Wisconsin small, veteran, and minority business in the State of Wisconsin's purchasing activities. Since they are a diverse group, the Council recognizes that special efforts are essential in establishing working relationships with them. No one solution is applicable.

During the past year, the Council continued the practice of critiquing state procurement policy drafts, reviewing standard purchasing reports and proposed legislation, and had presentations at three of its meetings. The Council continues to make recommendations in an attempt to ensure that procurement processes are simplified and resources are available to potential bidders.

We commend the Division of State Agency Services for its responsiveness to Council recommendations on these issues.

Sincerely,  
*TERRY ATWATER*  
Chairperson, Council on Veteran and  
Minority Business Opportunities

---

State of Wisconsin  
Department of Employment Relations  
Madison

August 7, 1995

To the Honorable, the Assembly:

Pursuant to s. [230.04\(9\)\(em\)](#), Wis. Stats., I am pleased to submit the Veterans Employment Report for FY 1993 and FY 1994. The total new hires of veterans for each year covered by the report are included for each individual state agency and unit of the UW System.

Please contact Greg Jones, Administrator of the Division of Affirmative Action, at 266-3017 if you have questions or need additional information regarding this report.

Sincerely,  
*JON E. LITSCHER*  
Secretary, DER