



STATE OF WISCONSIN Assembly Journal

Ninety–Second Regular Session

3:45 P.M.

THURSDAY, January 11, 1996

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Gard in the chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 290** offered by joint committee on **Finance**.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 290** offered by joint committee on **Finance**.

Assembly substitute amendment 1 to **Assembly Bill 346** offered by committee on **Ways and Means**.

Assembly substitute amendment 2 to **Assembly Bill 389** offered by joint committee on **Finance**.

Assembly amendment 1 to **Assembly Bill 484** offered by joint committee on **Finance**.

Assembly amendment 2 to **Assembly Bill 534** offered by Representative Kreibich.

Assembly amendment 1 to **Assembly Bill 535** offered by joint committee on **Finance**.

Assembly amendment 1 to **Senate Bill 252** offered by committee on **Natural Resources**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 32

Relating to: commending the National Guard's 132nd Army Band.

By Representative Schneider.

To committee on **Rules**.

Assembly Bill 780

Relating to: requiring notice before the commencement of an action.

By Representatives Green, Kreibich, Gunderson, Freese, Lehman, Goetsch, Ainsworth, Musser and Lazich; cosponsored by Senators Welch and Buettner.

To committee on **Judiciary**.

Assembly Bill 781

Relating to: merit review of registration statements for securities offerings and broker–dealer, agent and investment adviser licensure requirements.

By Representatives Jensen, Albers, Duff, Musser, Ladwig, Ziegelbauer, Seratti and Hoven; cosponsored by Senators Huelsman and Fitzgerald, by request of Office of the Commissioner of Securities.

To committee on **Insurance, Securities and Corporate Policy**.

Assembly Bill 782

Relating to: the regulation of sales of franchises and granting rule–making authority.

By Representatives Jensen, Albers, Green, Hoven, Ladwig, Hahn, Springer, Grothman and Seratti; cosponsored by Senators Darling, Huelsman and Fitzgerald.

To committee on **Insurance, Securities and Corporate Policy**.

Assembly Bill 783

Relating to: exempting from the real estate transfer fee a conveyance to a revocable trust if the transfer is for no consideration except the assumption of debt.

By Representatives Meyer, Baldus, Baldwin, Brandemuehl, Cullen, Grothman, Huber, Kreuser, Musser, Plache, Schneiders, Ward and Wirch; cosponsored by Senators Rude and Huelsman.

To committee on **Ways and Means**.

Assembly Bill 784

Relating to: the treatment of the costs of medically fragile pupils under school district revenue limits and granting rule–making authority.

By Representatives Robson, Bock, Lorge, Plache, Meyer, Plombon, Ryba, Coggs, Baldwin, Olsen and Boyle; cosponsored by Senators Jauch and Grobschmidt.

To committee on **Ways and Means**.

Assembly Bill 785

Relating to: establishing a commercial real estate broker's commission lien.

By Representatives Foti, Riley, Olsen, Schneiders, Seratti, Goetsch, Hanson, Porter, Ladwig, Wasserman, Jensen, Lorge, La Fave, Grothman, Kreuser, F. Lasee, Lazich,

Plombon, Kaufert, Huber, Vrakas and Walker; cosponsored by Senators Fitzgerald, Breske, Welch, Darling, Cowles, George, Weeden, Rosenzweig and Petak.

To committee on **Housing**.

Assembly Bill 786

Relating to: property the interests in which may be confirmed in summary proceedings and to protection for purchasers of that property.

By Representatives Grothman, Brandemuehl, Goetsch, Hasenohrl, Kelso, Ladwig, F. Lasee, Lehman, Owens, Schneiders, Seratti, Wasserman and Zukowski; cosponsored by Senator Panzer.

To committee on **Judiciary**.

Assembly Bill 787

Relating to: prepayment fees for consumer credit transactions and for certain automobile loans.

By Representatives Vrakas, Klusman, Hoven, Gunderson, F. Lasee, Kaufert, Turner, La Fave, Grothman, Riley and Plache; cosponsored by Senators Darling, Huelsman, Rosenzweig, C. Potter, Wineke, Shibilski, Panzer, Fitzgerald, Burke and Moore.

To committee on **Consumer Affairs**.

COMMITTEE REPORTS

The committee on *Consumer Affairs* reports and recommends:

Assembly Bill 642

Relating to: denial by the department of regulation and licensing of applications for renewal of a credential based on a credential holder's tax delinquency.

Passage:

Ayes: 8 – Representatives Skindrud, Johnsrud, Kreibich, Coleman, Urban, Williams, La Fave and Hasenohrl.

Noes: 0.

To committee on **Rules**.

RICK SKINDRUD
Chairperson
Committee on Consumer Affairs

The *Joint Committee on Finance* reports and recommends:

Assembly Bill 290

Relating to: responsibility for unpaid utility bills and municipal utility collection practices.

Assembly amendment 1 to Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Assembly amendment 2 to Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Assembly amendment 3 to Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

To committee on **Rules**.

Assembly Bill 389

Relating to: the regulation of the practice of psychology and granting rule-making authority.

Assembly substitute amendment 2 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Foti, Porter, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 2 – Representatives Brancel and Schneiders.

To **Calendar**.

Assembly Bill 484

Relating to: exempting certain educational institutions and their authorized charitable foundations from annual registration for the solicitation of funds for charitable purposes.

Assembly amendment 1 adoption:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

To committee on **Rules**.

Assembly Bill 535

Relating to: the expenditure of \$6,256.39 from moneys appropriated to the department of transportation for payment of a claim against the state made by Barbara Hestekin.

Assembly amendment 1 adoption:

Ayes: 9 – Representatives Ourada, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 5 – Representatives Brancel, Foti, Porter, Schneiders and Harsdorf.

Passage as amended:

Ayes: 13 – Representatives Brancel, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 1 – Representative Foti.

To **Calendar**.

Senate Bill 279

Relating to: University of Wisconsin System investments.

Concurrence:

Ayes: 14 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton, Coggs, Weeden, Schultz, Cowles, Petak, Rosenzweig and Decker.

Noes: 0.

To **Calendar**.

BEN BRANCEL
Assembly Chairperson
Joint committee on Finance

The committee on *Highways and Transportation* reports and recommends:

Assembly Bill 748

Relating to: municipal ordinances regulating the use of immobilization devices to enforce motor vehicle parking restrictions.

Assembly amendment 1 adoption:

Ayes: 13 – Representatives Brandemuehl, Otte, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Turner, L. Young, Riley and Kreuser.

Noes: 1 – Representative Baumgart.

Passage as amended:

Ayes: 14 – Representatives Brandemuehl, Otte, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Riley and Kreuser.

Noes: 0.

To committee on **Rules**.

DAVID BRANDEMUEHL
Chairperson
Committee on Highways and
Transportation

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Concurred in:

Assembly Joint Resolution 37

Assembly Joint Resolution 69

Assembly Joint Resolution 70

Assembly Joint Resolution 71

Assembly Bill 43

Assembly Bill 451

Assembly Bill 552

Assembly Bill 580

Adopted and asks concurrence in:

Senate Joint Resolution 46

Passed and asks concurrence in:

Senate Bill 292

Senate Bill 293

Senate Bill 320

Senate Bill 372

Senate Bill 413

Senate Bill 440

Concurred in as amended:

Assembly Bill 22 (Senate substitute amendment 1 adopted)

Assembly Bill 67 (Senate amendment 1 adopted)

Assembly Bill 546 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Assembly Bill 22

Relating to: the sale or movement within this state of cattle and granting rule-making authority.

By Representatives Ainsworth, Musser, Hutchison, Johnsrud, Zukowski, Brandemuehl, Seratti, Goetsch, Hahn, Silbaugh, Ladwig, Grothman, Duff, Ott, Skindrud, Owens and Gunderson; cosponsored by Senator Drzewiecki.

To **Calendar**.

Assembly Bill 67

Relating to: removing the limit on restitution ordered by a municipal court.

By Representatives Coleman, Goetsch, Lehman, Jensen, Ziegelbauer, Seratti, Wilder, Ladwig, Freese, Vrakas, Albers, Turner, Nass, Brandemuehl, Dobyns, Lazich, Robson, Kaufert, Ward, Schneiders, Otte, Gunderson, Grobschmidt, Owens, Kreuser, Green, Porter, Ryba, Plache, Musser, Skindrud, Springer, Walker, Ainsworth, Notestein, La Fave, Silbaugh and Ott; cosponsored by Senators Huelsman, Weeden, Farrow, Panzer, Cowles, Helbach, Rosenzweig, Darling, Buettner and Drzewiecki.

To committee on **Rules**.

Assembly Bill 546

Relating to: restricting the remedies available and requiring awards of costs in actions against agricultural uses.

By Representatives Klusman, Ward, Gronemus, Ott, Olsen, Zukowski, Ainsworth, Wilder, Hahn, Skindrud, Otte, Kreibich, Coleman, Jensen, Freese, Seratti, Brandemuehl, Silbaugh, Gunderson, Nass, Hutchison, Brancel, Powers, Ourada, Goetsch, Lehman, Musser, Huebsch, Albers, Grothman, Johnsrud, Foti, Porter, Gard and Harsdorf; cosponsored by Senators Drzewiecki, A. Lasee, Breske, Schultz, Weeden, Rude, Zien, Darling and Fitzgerald.

To **Calendar**.

Senate Joint Resolution 46

Relating to: the life and public service of Arthur Cirilli.

By Senator Jauch; cosponsored by Representatives Boyle, Hubler and Linton.

To **Calendar**.

Senate Bill 292

Relating to: creating immunity from liability for the owner of recreational property if a person dies while involved in a recreational activity on the property.

By Law Revision Committee .

To committee on **Judiciary**.

Senate Bill 293

Relating to: assignments of rents and leases.

By Senators Petak, Fitzgerald and Panzer; cosponsored by Representatives Kaufert, Green, Goetsch, Kreibich, Ott, Hahn, Gunderson, Kelso, Vrakas, Seratti and Grothman.

To committee on **Financial Institutions**.

Senate Bill 320

Relating to: claims for damages by dogs to animals.

By Senators Decker, Moen, A. Lasee, Burke and Risser; cosponsored by Representatives Ainsworth, Baldus, Hasenohrl, Huber, F. Lasee, Musser, Boyle, Ott and Seratti.

To committee on **Agriculture**.

Senate Bill 372

Relating to: ratifying the interstate insurance receivership compact, creating the interstate insurance receivership

commission, granting rule-making authority and making an appropriation.

By Senator Schultz; cosponsored by Representative Albers.

To committee on **Insurance, Securities and Corporate Policy**.

Senate Bill 413

Relating to: verifying certain disabilities for the purpose of issuing crossbow hunting permits.

By Senators Rude, Schultz, Jauch, Decker, Chvala, Moen, Breske and Burke; cosponsored by Representatives Reynolds, Johnsrud, Porter, Robson, Plombon, Hahn, Ladwig, Jensen, Musser, Baldus, Boyle, Kelso, Seratti, La Fave, Handrick, Olsen, Grothman, Lehman, Dobyms, Wood, Goetsch, Zukowski, Gronemus and Albers.

To committee on **Natural Resources**.

Senate Bill 440

Relating to: banks and trust companies investing trust funds and foreign trust companies acting as executors or trustees in this state.

By Senators Darling, Breske, Panzer, Schultz, Rosenzweig and Petak; cosponsored by Representatives Hoven, La Fave, Klusman, Powers and Walker.

To committee on **Financial Institutions**.

ADJOURNMENT

Representative Jensen moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, January 16.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:46 P.M.