



# STATE OF WISCONSIN Assembly Journal

## Ninety–Second Regular Session

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MONDAY, March 11, 1996

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

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### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 385** offered by committee on **Children and Families**.

Assembly substitute amendment 1 to **Assembly Bill 401** offered by committee on **Judiciary**.

Assembly substitute amendment 1 to **Assembly Bill 614** offered by Representative R. Young.

Assembly amendment 3 to **Assembly Bill 625** offered by joint committee on **Finance**.

Assembly amendment 1 to **Assembly Bill 702** offered by committee on **Agriculture**.

Assembly substitute amendment 1 to **Assembly Bill 703** offered by committee on **Children and Families**.

Assembly substitute amendment 1 to **Assembly Bill 721** offered by committee on **Judiciary**.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 732** offered by Representative Grothman.

Assembly amendment 1 to **Assembly Bill 810** offered by committee on **Labor and Employment**.

Assembly amendment 1 to **Assembly Bill 842** offered by committee on **Government Operations**.

Assembly amendment 2 to **Assembly Bill 842** offered by committee on **Government Operations**.

Assembly amendment 3 to **Assembly Bill 842** offered by committee on **Government Operations**.

Assembly amendment 1 to **Assembly Bill 862** offered by committee on **Judiciary**.

Assembly amendment 1 to **Assembly Bill 953** offered by committee on **Elections and Constitutional Law**.

Assembly amendment 2 to **Assembly Bill 953** offered by committee on **Elections and Constitutional Law**.

Assembly amendment 1 to **Assembly Bill 979** offered by committee on **Children and Families**.

Assembly amendment 1 to **Senate Bill 24** offered by committee on **Children and Families**.

Assembly amendment 2 to **Senate Bill 24** offered by committee on **Children and Families**.

Assembly amendment 3 to **Senate Bill 24** offered by committee on **Children and Families**.

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### COMMITTEE REPORTS

The committee on *Education* reports and recommends:

#### **Assembly Bill 908**

Relating to: sexual assault of a student by certain school employes and providing a penalty.

Assembly amendment 1 adoption:

Ayes: 9 – Representatives Coleman, Nass, Brandemuehl, Duff, Otte, Ward, Ainsworth, Lehman and Olsen.

Noes: 7 – Representatives Cullen, Schneider, Ziegelbauer, Baldwin, Plombon, Dueholm and R. Young.

Passage as amended:

Ayes: 10 – Representatives Coleman, Nass, Brandemuehl, Duff, Otte, Ward, Ainsworth, Lehman, Olsen and Plombon.

Noes: 6 – Representatives Cullen, Schneider, Ziegelbauer, Baldwin, Dueholm and R. Young.

To committee on **Rules**.

*CHARLES COLEMAN*  
Chairperson  
Committee on Education

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The special committee on *Gambling Oversight* reports and recommends:

#### **Assembly Bill 723**

Relating to: lottery retailer compensation, administrative expenses of the gaming commission Relating to the state lottery and required lottery fund balance.

Assembly amendment 1 adoption:

Ayes: 8 – Representatives Prosser, Kaufert, Foti, Musser, Ward, Schneider, Bock, Vander Loop.

Noes: 0.

Passage as amended:

Ayes: 7 – Representatives Prosser, Kaufert, Foti, Musser, Ward, Schneider and Vander Loop.  
Noes: 1 – Representative Bock.

To joint committee on **Finance**.

*DAVID, JR. PROSSER*  
Chairperson  
Special committee on Gambling Oversight

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

**Assembly Bill 523**

Relating to: transfer of ownership in a vehicle.

Passage:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

To committee on **Rules**.

**Assembly Bill 756**

Relating to: personalization of special license plates that grant certain parking privileges to the physically disabled.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

To committee on **Rules**.

**Assembly Bill 773**

Relating to: decorative coverings on vehicle direction signal lamps.

Assembly amendment 1 adoption:

Ayes: 11 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, L. Young, Ryba and Riley.  
Noes: 3 – Representatives Baumgart, Turner and Kreuser.

Passage as amended:

Ayes: 9 – Representatives Brandemuehl, Silbaugh, Hahn, Zukowski, Musser, Hasenohrl, L. Young, Ryba and Riley.  
Noes: 5 – Representatives Lorge, Lehman, Baumgart, Turner and Kreuser.

To committee on **Rules**.

**Assembly Bill 821**

Relating to: applications for vehicle registration and titling; 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; operator’s license, identification card and 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; motor vehicle operating privilege suspensions by the secretary of transportation; notification of creation of a security interest in a vehicle; distribution of suspension, revocation and disqualification lists and records of convictions by nonresidents; immobilization of a motor vehicle; requests to cancel a minor’s operator’s license; and special registration plates and identification cards that grant certain parking privileges to the physically disabled (suggested as remedial legislation by the department of transportation).

Assembly amendment 1 adoption:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

To committee on **Rules**.

**Assembly Bill 849**

Relating to: the method of reviewing and establishing revised operator’s license examination standards and granting rule–making authority.

Passage:

Ayes: 13 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba and Riley.  
Noes: 1 – Representative Kreuser.

To committee on **Rules**.

**Assembly Bill 930**

Relating to: the maximum permissible length of a semitrailer designed to transport livestock.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Lehman, Hasenohrl, Baumgart, Turner, L. Young, Ryba, Riley and Kreuser.  
Noes: 0.

To committee on **Rules**.

**Assembly Bill 960**

Relating to: permitting the operation of certain vehicles or combinations of vehicles exceeding weight or width limitations.

Assembly amendment 1 adoption:

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

Noes: 0.

Passage as amended:

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

Noes: 0.

To committee on **Rules**.

**Senate Bill 211**

Relating to: restrictions on on–property signs.

Concurrence:

Ayes: 12 – Representatives Brandemuehl, Silbaugh, Hahn, Lorge, Zukowski, Musser, Hasenohrl, Turner, L. Young, Ryba, Riley and Kreuser.

Noes: 2 – Representatives Lehman and Baumgart.

To committee on **Rules**.

**Senate Bill 271**

Relating to: designating STH 33 as the “84th Division ‘Railsplitters’ Memorial Highway”.

Concurrence:

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

Noes: 0.

To committee on **Rules**.

**Senate Bill 325**

Relating to: the issuance of occupational licenses by the department of transportation and suspension of a juvenile’s operating privilege for failure to pay a forfeiture.

Concurrence:

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

Noes: 0.

To committee on **Rules**.

*DAVID BRANDEMUEHL*  
Chairperson  
Committee on Highways and  
Transportation

The committee on *State Affairs* reports and recommends:

**Assembly Bill 893**

Relating to: town withdrawal from county zoning, town zoning powers, zoning of shorelands and flood plains by towns, granting rule–making authority and making an appropriation.

Passage:

Ayes: 7 – Representatives Skindrud, Musser, Silbaugh, Coleman, Gunderson, L. Young and Wood.

Noes: 3 – Representatives Baumgart, Ryba and Plache.

To joint committee on **Finance**.

*RICK SKINDRUD*  
Chairperson  
Committee on State Affairs

**COMMUNICATIONS**

March 8, 1996

Charlie Sanders, Chief Clerk  
Wisconsin State Assembly  
1 East Main Street, Suite 402  
Madison, Wisconsin 53708

Dear Mr. Sanders:

On March 6, 1996, **Assembly Bill 996**, relating to the requirements for licensure as a certified public accountant and granting rule–making authority, was referred to the Assembly Committee on **Financial Institutions**. Pursuant to the authority provided by Assembly Rule 42(3)(c), I hereby withdraw **Assembly Bill 996** from the Assembly Committee on **Financial Institutions** and rerefer it to the Assembly Committee on **Colleges and Universities**.

Representative Dean Kaufert, chairman of the Assembly Committee on **Financial Institutions**, has consented to this rereferral.

Thank you for your attention to this matter.

Very truly yours,  
*DAVID PROSSER, JR.*  
Assembly Speaker

**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 Bill 378**  
**Assembly Bill 440**  
**Assembly Joint Resolution 86**  
Assembly amendments 1 and 2 to **Senate Bill 402**

Concurred in as amended:

**Assembly Bill 585** (Senate amendment 1 adopted)

**Assembly Bill 666** (Senate substitute amendment 1 adopted)

Passed and asks concurrence in:

**Senate Bill 369**  
**Senate Bill 373**  
**Senate Bill 378**  
**Senate Bill 445**  
**Senate Bill 464**  
**Senate Bill 478**  
**Senate Bill 494**  
**Senate Bill 509**  
**Senate Bill 522**  
**Senate Bill 552**

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## ACTION ON THE SENATE MESSAGE

### **Assembly Bill 585**

Relating to: incidental takings of wild animals and wild plants of endangered species or threatened species and making an appropriation.

By Representatives Johnsrud, Musser, Ward, Ziegelbauer, Duff, Zukowski, Owens, Ainsworth, Brandemuehl, Hasenohrl, Olsen, F. Lasee, Silbaugh, Ott, Grothman, Goetsch and Gunderson; cosponsored by Senators Zien, Jauch, Drzewiecki and Schultz.

To committee on **Rules**.

### **Assembly Bill 666**

Relating to: removable and fixed prosthodontic services under medical assistance and making an appropriation.

By Representatives Silbaugh, Powers, Prosser, Hahn, Freese, Skindrud, Green, Ladwig, Wirch, Ainsworth, Lehman, Johnsrud, Robson, Boyle, Kreibich, Brandemuehl, Ourada, Otte, Plombon, Black, Baldwin, Zukowski, Huebsch, Kelso, Seratti, F. Lasee, Underheim, Hutchison, Kaufert, Turner, Gronemus, Albers, Handrick, Hasenohrl, Harsdorf, Musser, Wasserman and Murat; cosponsored by Senators Buettner and Andrea.

To **calendar**.

### **Senate Bill 369**

Relating to: eliminating the board on health care information, creating a health care data oversight board, requiring development of health plan performance measures and models, development of a health care data collection and dissemination systems improvement plan and the study of consolidating certain functions in a single state agency and requiring submittal of certain reports.

By Senators Buettner, Rosenzweig and Schultz; cosponsored by Representatives Underheim, Urban, Robson, Silbaugh, Lehman, Meyer and Olsen.

To committee on **Health**.

### **Senate Bill 373**

Relating to: prevailing wage rates and hours of labor for workers employed on state or local public works projects and providing penalties.

By committee on Human Resources, Labor, Tourism, Veterans and Military Affairs, by request of the Department of Industry, Labor and Human Relations.

To **calendar**.

### **Senate Bill 378**

Relating to: increasing the limits for health care liability insurance.

By Senators Schultz, Rosenzweig, Farrow, Huelsman, Welch, Buettner, Jauch and C. Potter; cosponsored by Representatives Albers, Green, Kreibich, Baldus, Meyer and Wasserman.

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

### **Senate Bill 445**

Relating to: transfer of food stamps and other governmental benefits through an electronic benefit transfer system and granting rule-making authority.

By Joint Legislative Council.

To committee on **Welfare Reform**.

### **Senate Bill 464**

Relating to: removal of certain references to lunatics in the statutes regarding bank trust powers (suggested as remedial legislation by the office of commissioner of banking).

By Law Revision Committee.

To committee on **Financial Institutions**.

### **Senate Bill 478**

Relating to: limitation of civil liability related to equine activities.

By Senators Zien, A. Lasee, Schultz and Ellis; cosponsored by Representatives Skindrud, Gronemus, Brancel, Ourada, Harsdorf, Johnsrud, Wilder, Kreibich, Goetsch, Otte, Musser, Seratti, Grothman and Olsen.

To committee on **Judiciary**.

### **Senate Bill 494**

Relating to: state banking law, the definition of public depository, residential and variable interest rate loans, granting rule-making authority and providing a penalty.

By Senators Darling, C. Potter, Petak, Shibilski, Huelsman, Grobschmidt, Welch, Drzewiecki, George, Cowles, Breske, Rosenzweig, Moen, Fitzgerald, Moore, Andrea, Panzer, Buettner, Rude, Zien, Farrow and Burke; cosponsored by Representatives Kaufert, Ziegelbauer, Ward, Meyer, Hoven, Baldus, F. Lasee, Hanson, Green, Gronemus, Jensen, Musser, Kreibich, Ourada, Gard, Goetsch, Handrick, Ott, Grothman, Lehman, Hahn and Seratti, by request of the Office of the Commissioner of Banking.

To committee on **Financial Institutions**.

### **Senate Bill 509**

Relating to: the method of reviewing and establishing revised operator's license examination standards and granting rule-making authority.

By Senator A. Lasee; cosponsored by Representative Brandemuehl.

To committee on **Highways and Transportation**.

**Senate Bill 522**

Relating to: the method of resolving disputes concerning children with exceptional educational needs between school boards and the parents of those children.

By Senators Jauch, Weeden, Grobschmidt, Schultz, Clausing, Buettner and Wineke; cosponsored by Representatives Olsen, Ott, Seratti, Goetsch, Dobyns, Kelso, Ainsworth, Plombon, Ward, Schneiders, Albers, La Fave and Gunderson.

To committee on **Education**.

**Senate Bill 552**

Relating to: authorizing the department of transportation to donate property for veterans memorials.

By Senators Zien, Breske, Panzer, Clausing and Moen; cosponsored by Representatives Zukowski, Musser, Kreibich, Hahn, Vrakas, Ryba, Dobyns, Lorge, Seratti, Goetsch, Hasenohrl, Grothman, Olsen, Kelso, Vander Loop, Kreuser, Coleman, Baldus, Boyle, Turner, Silbaugh, Owens, Otte, Ott, Ainsworth, Handrick, Albers and Ward.

To committee on **Rules**.

**Assembly Petition 2**

A petition signed by approximately 520 citizens of the state of Wisconsin expressing concern over the price, fuel mileage, affect on motor vehicle maintenance and health effects of reformulated gasoline.

By Representative Duff.

To committee on **Environment and Utilities**.

Referred on February 24, 1995.

**Assembly Petition 3**

A petition signed by approximately 635 citizens of the state of Wisconsin in opposition to the creation of any new state wide public safety agency.

By Representative Prosser.

To committee on **Government Operations**.

Referred on April 3, 1995.

**Assembly Petition 4**

A petition signed by approximately 150 citizens of the state of Wisconsin in opposition to the development of a municipal golf course between Sun Prairie and Madison as an inappropriate use of taxpayer dollars.

By Representative Johnsrud.

To committee on **Natural Resources**.

Referred on June 8, 1995.

**Assembly Petition 5**

A petition signed by approximately 6000 citizens of the state of Wisconsin in support of the teaching of systematic phonics in kindergarten through third grade.

By Representatives Grothman and Duff.

To committee on **Education**.

Referred on June 8, 1995.

**Assembly Petition 6**

A petition signed by approximately 112 citizens of the state of Wisconsin in support of Senate Joint Resolution 7, a proposed amendment to the constitution of the state of Wisconsin relating to the right to keep and bear arms.

By Representative Silbaugh.

To committee on **Elections and Constitutional Law**.

Referred on July 5, 1995.

**Assembly Petition 7**

A petition signed by approximately 1200 citizens of the state of Wisconsin in opposition to the proposed Hardwood Range Expansion.

By Representative Musser.

To committee on **Veterans and Military Affairs**.

Referred on September 25, 1995.

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**COMMUNICATIONS**

State of Wisconsin  
Office of the Secretary of State  
Madison

To Whom It May Concern:

Acts, Joint Resolutions and Resolutions deposited in this office have been numbered and published as follows:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
<b>Assembly Bill 465</b> .....	139 .....	March 11, 1996
<b>Assembly Bill 466</b> .....	140 .....	March 11, 1996
<b>Assembly Bill 467</b> .....	141 .....	March 11, 1996

Please Note: Correction

<b>Assembly Bill 96</b> .....	138 .....	March 1, 1996
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Sincerely,  
*DOUGLAS LA FOLLETTE*  
Secretary of State

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**PETITIONS**

The following petitions were omitted from previous journals. Petitions 1 through 7 were introduced and referred on the dates listed:

**Assembly Petition 1**

A petition signed by approximately 285 citizens of the unincorporated village of Royalton and the surrounding area in support of maintaining a U.S. Post Office in Royalton.

By Representative Lorge.

To committee on **State Affairs**.

Referred on February 6, 1995.

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**REFERENCE BUREAU CORRECTIONS**

**Assembly Bill 870**

1. Page 3, line 1: after "check" insert a comma.

**Assembly Bill 897**

1. Page 1, line 2: substitute "services" for "series".

**Assembly Bill 966**

1. Page 1, line 4: substitute "196.745" for "**196.745**".