



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

9:00 A.M.

THURSDAY, March 20, 1997

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

Representative Underheim in the chair.

The Assembly dispensed with the call of the roll.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 96–135**

Relating to endangered and threatened species.  
Submitted by Department of Natural Resources.  
Report received from Agency, March 13, 1997.  
To committee on **Natural Resources**.  
Referred on March 20, 1997.

#### **Assembly Clearinghouse Rule 97–004**

Relating to the annual allocation of volume cap.  
Submitted by Department of Commerce.  
Report received from Agency, March 11, 1997.  
To committee on **Housing**.  
Referred on March 20, 1997.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 39**

Relating to: requesting Congress to enact legislation to allow states to control the interstate shipment of solid waste.  
By Representatives Robson, Black, Bock, Hanson, R. Young, Musser, Plouff, J. Lehman, Notestein, Turner, Ward, Boyle, Ryba and Baldwin; cosponsored by Senator Clausing.  
To committee on **State–Federal Relations**.

#### **Assembly Joint Resolution 40**

Relating to: limiting the number of consecutive terms permitted for state constitutional officers and members of the state legislature (first consideration).  
By Representatives Kaufert, Ziegelbauer, Dobyns, Green, Grothman, Handrick, Kelso, Ladwig, F. Lasee, Porter and Seratti; cosponsored by Senators Schultz and Zien.  
To committee on **Elections and Constitutional Law**.

#### **Assembly Joint Resolution 41**

Relating to: requesting the Citizens' Stamp Advisory Committee to recommend issuing a stamp commemorating Henry Martyn Robert.

By Representatives Nass, Dobyns, Olsen, Hahn, Owens, Plouff, Schafer, Lorge, Boyle, Ryba and Rutkowski; cosponsored by Senator Zien.

To committee on **Rules**.

#### **Assembly Bill 189**

Relating to: exposing a child to harmful descriptions or narrations and providing a penalty.

By Representatives Otte, Dobyns, F. Lasee, Ziegelbauer, Baumgart, Gard, Wasserman, Musser, Hahn, Brandemuehl, Vrakas, Boyle, Ladwig, Ryba, Freese, Albers, Kelso, Lazich, Owens, Plae and Gronemus; cosponsored by Senators C. Potter, Huelsman, Drzewiecki, Buettner, A. Lasee, Welch, Rosenzweig and Clausing.

To committee on **Criminal Justice and Corrections**.

#### **Assembly Bill 190**

Relating to: the determination of final average earnings for the purpose of calculating certain benefits under the Wisconsin retirement system.

By Representative Baumgart.

To joint survey committee on **Retirement Systems**.

#### **Assembly Bill 191**

Relating to: granting credit against child or family support.

By Representatives Ainsworth, Kreuser, Wood, Ladwig, Goetsch, Duff, Musser, Huebsch, Owens, M. Lehman, Nass, Hahn, Grothman, La Fave, Lorge, F. Lasee, Gunderson, Brandemuehl and Ott; cosponsored by Senator Wirch.

To committee on **Children and Families**.

#### **Assembly Bill 192**

Relating to: considering certain statutory factors in deviating from the child support percentage standard, treatment of child care expenses, ordering trusts for the support of children, order of disbursement of wages for Huber law inmates, reducing a payer's child support obligation if the child receives a federal benefit, requiring a study of county child support agency staffing, ordering payment of postmajority support for a child with exceptional educational needs, requiring a report evaluating the adequacy of child support orders and paternity judgments and blood test costs.

By Representatives Ainsworth, Kreuser, Goetsch, Wood, Duff, Ott, Brandemuehl, Olsen, Hahn, Owens, Musser,

Lorge, F. Lasee, La Fave, Gunderson and Harsdorf; cosponsored by Senator Wirch.

To committee on **Children and Families**.

#### **Assembly Bill 193**

Relating to: calculating child support, in certain situations, on the basis of both parents' incomes and the amount of time spent with the child.

By Representatives Ainsworth, Huebsch, Kreuser, Goetsch, Lazich, Hasenohrl, Musser, Owens, Nass, Lorge, Hahn, Olsen, Albers, Duff, F. Lasee, Grothman, Gunderson, Harsdorf, Brandemuehl and Ott; cosponsored by Senator Zien.

To committee on **Children and Families**.

#### **Assembly Bill 194**

Relating to: the school capital expansion fund.

By Representatives Hahn, Ainsworth, Albers, Brandemuehl, Duff, Gard, Goetsch, Grothman, F. Lasee, M. Lehman, Musser, Owens, Powers, Seratti and Ward; cosponsored by Senators Buettner and Zien.

To committee on **Education**.

#### **Assembly Bill 195**

Relating to: modifying the amount of child support if a child is 16 or 17 years old and not in school.

By Representatives Hahn, Musser, Ward, Albers, Ryba, Gunderson, Nass and Owens.

To committee on **Children and Families**.

#### **Assembly Bill 196**

Relating to: qualified domestic relations orders under the Wisconsin retirement system.

By Representatives Kreuser, Turner, Vander Loop, Grothman and Seratti; cosponsored by Senators Grobschmidt and Buettner.

To joint survey committee on **Retirement Systems**.

#### **Assembly Bill 197**

Relating to: abating nuisances caused by solid waste resulting from manufacturing tires.

By Representatives Kreibich, Schafer, Gronemus, Musser, Duff, Jensen, Albers, Brandemuehl, Dobyns, Freese, Hahn, Kedzie, F. Lasee, Lorge, Ott and Owens; cosponsored by Senators Moen, Rude, Clausing, Buettner, A. Lasee and Schultz.

To committee on **Environment**.

#### **Assembly Bill 198**

Relating to: financing certain child care centers.

By Representatives Kedzie, Ladwig, Linton, Lorge, Owens, Brandemuehl, Musser, Goetsch and Powers; cosponsored by Senators Weeden and Rosenzweig.

To committee on **Working Families**.

#### **Assembly Bill 199**

Relating to: increasing the fee that a sheriff receives in connection with the sale of real estate.

By Representatives Krusick, Goetsch, Hahn, Handrick, Kreuser, F. Lasee, Musser, Olsen, Ott, Steinbrink and Vrakas; cosponsored by Senators Wirch and Farrow, by request of

Wisconsin Sheriffs and Deputy Sheriffs Association and Badger State Sheriffs Association.

To committee on **Judiciary**.

#### **Assembly Bill 200**

Relating to: trespass to land.

By Representatives Boyle, F. Lasee, R. Young, Krug, Hahn, Black, Bock, Vander Loop, Hasenohrl, Turner, Baumgart and Ryba; cosponsored by Senators Jauch, Buettner and Risser.

To committee on **Criminal Justice and Corrections**.

#### **Assembly Bill 201**

Relating to: water quality certifications and remedies for violations of laws related to water quality.

By Representatives Notestein, Hanson, Turner, Black, R. Young, Bock, Hutchison, Baumgart, Ryba, Cullen, Boyle, Lorge, Huber, Williams, Robson, La Fave and Plouff; cosponsored by Senators Clausing, Wirch and Plache.

To committee on **Environment**.

#### **Assembly Bill 202**

Relating to: public assistance reports under Wisconsin works.

By Representatives Notestein, Gard, J. Lehman, Hanson, R. Young, Baldwin, Dobyns, Ryba, Boyle, Robson and Riley; cosponsored by Senators Plache, Huelsman and Wirch.

To committee on **Wisconsin Works Oversight**.

#### **Assembly Bill 203**

Relating to: requiring criminal history searches of certain persons hired or proposed to be hired by certain facilities or services, requiring conduct of an elder abuse awareness campaign, authorizing positions for the board on aging and long-term care, clarifying requirements for reporting the misappropriation of property, abuse or neglect of certain patients or facility residents, making appropriations and providing a penalty.

By Representatives Hahn, Zukowski, Schafer, Skindrud, Freese, Kreibich, Ladwig, Walker, Urban, Musser, Kelso, Huebsch, R. Potter, Underheim, Goetsch, Hanson, Ainsworth, La Fave, Lazich, Carpenter, Owens, Powers, Springer, Plale, Gunderson, Seratti, Kaufert and Wasserman; cosponsored by Senators Clausing, Rosenzweig and A. Lasee.

To committee on **Aging and Long-Term Care**.

#### **Assembly Bill 204**

Relating to: release of certain persons convicted of a misdemeanor pending appeal.

By Representatives Albers, Dobyns, Porter, Lazich, Hahn, Ladwig, Musser, Ainsworth, La Fave, Owens, Grothman, Freese, F. Lasee, Brandemuehl, Goetsch, Plale, Sykora, Gunderson and Zukowski; cosponsored by Senators Schultz, Fitzgerald, Grobschmidt, Clausing, Zien, Huelsman, Panzer, Welch and Rosenzweig.

To committee on **Judiciary**.

#### **Assembly Bill 205**

Relating to: the sale of cigarettes and tobacco products and providing a penalty.

By Representatives Harsdorf, Duff, Goetsch, Urban, Huebsch, Wasserman, Robson, Notestein, Staskunas,

Powers, Musser, Kreibich, Boyle, R. Young, F. Lasee, L. Young, Ott, Huber and Kedzie; cosponsored by Senators Plache, Clausing and Rosenzweig.

To committee on **Small Business and Economic Development**.

#### **Assembly Bill 206**

Relating to: the admission of veterans to the University of Wisconsin System.

By Representatives Nass, Dobyms, Hahn, Turner, Baumgart, Musser, Owens, Hasenohrl, Gronemus, Zukowski, Schafer, Vander Loop, Boyle, Freese, Lorge, Ryba, Plale, Seratti, Ward, Powers, F. Lasee, Sykora and Kedzie; cosponsored by Senators Wirch, Welch, Schultz and Zien.

To committee on **Colleges and Universities**.

#### **Assembly Bill 207**

Relating to: reporting of certain information by nonresident political committees.

By Representatives Black and Walker.

To committee on **Campaign Finance Reform**.

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### COMMITTEE REPORTS

The committee on **Children and Families** reports and recommends:

#### **Assembly Bill 14**

Relating to: access to juvenile records by an arson investigator.

Assembly substitute amendment 1 adoption:

Ayes: 9 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein, Krug and Hebl.  
Noes: 0.

Passage as amended:

Ayes: 9 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein, Krug and Hebl.  
Noes: 0.

To committee on **Rules**.

*MICHAEL HUEBSCH*  
Chairperson  
Committee on Children and Families

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

#### **Assembly Bill 87**

Relating to: the requirement of giving audible signal prior to overtaking vehicles to the left.

Passage:

Ayes: 14 – Representatives Brandemuehl, Otte, Musser, Lorge, Hahn, Zukowski, Sykora, Hasenohrl, Gronemus, Turner, L. Young, Ryba, Riley and Steinbrink.

Noes: 0.

To committee on **Rules**.

*DAVID BRANDEMUEHL*  
Chairperson  
Committee on Highways & Transportation

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### MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

**Senate Bill 37**  
**Senate Bill 57**

Concurred in:

Assembly amendment 2 to **Senate Bill 76**

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### ACTION ON THE SENATE MESSAGE

#### **Senate Bill 37**

Relating to: deductions to labor and professional organizations from annuity payments under the Wisconsin retirement system.

By Senators Rude, Risser and Moen; cosponsored by Representatives Baldwin, Freese, Green, Musser, R. Young, Goetsch, Albers, Huber, Hanson, Black, Ryba, Hahn and Riley.

To committee on **Labor and Employment**.

#### **Senate Bill 57**

Relating to: hazardous materials transportation registration fees.

By Senators Jauch, Grobschmidt and Plache; cosponsored by Representatives Black, Murat, Goetsch, Turner, Dobyms, Albers, Kreibich, Huber, Kreuser, Linton, R. Potter, La Fave, Boyle, Urban and Baumgart.

To committee on **Highways and Transportation**.

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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 145**  
**Assembly Joint Resolution 24**  
**Assembly Joint Resolution 25**  
**Assembly Joint Resolution 27**  
**Assembly Joint Resolution 28**

**Assembly Joint Resolution 32**  
**Assembly Joint Resolution 37**

*CHARLES R. SANDERS*  
Assembly Chief Clerk

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**REFERENCE BUREAU CORRECTIONS**

Senate Substitute Amendment 1 to **Senate Bill 51**

1. Page 2, line 4: substitute "reversed" for "revised".

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**ADJOURNMENT**

Representative Kaufert moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, May 13 pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

9:01 A.M.