



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

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THURSDAY, April 3, 1997

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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 Bill 11** offered by Representative Ourada.

Assembly amendment 1 to **Assembly Bill 174** offered by Representative Ourada.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 96–193**

Relating to the regulation of cemetery authorities, cemetery salespersons and preneed sellers of cemetery merchandise.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, March 21, 1997.  
To committee on **Consumer Affairs**.  
Referred on April 2, 1997.

#### **Assembly Clearinghouse Rule 97–001**

Relating to educational requirements for real estate salesperson's and broker's licenses.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, March 21, 1997.  
To committee on **Consumer Affairs**.  
Referred on April 2, 1997.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 235**

Relating to: creating a privilege for environmental audits, providing immunity for disclosures related to environmental audits and providing a penalty.

By Representatives Duff, Ziegelbauer, Green, Hasenohrl, Jensen, Freese, Vrakas, Albers, Harsdorf, Ainsworth, Musser, M. Lehman, Powers, Hahn, Brandemuehl and Grothman; cosponsored by Senators Panzer, Huelsman, Farrow, Schultz and Buettner.

To committee on **Environment**.

#### **Assembly Bill 236**

Relating to: issuance of metallic mining permits.

By Representatives Duff, Underheim, Seratti, Handrick, Ourada, Huebsch, Johnsrud, Kreibich, Gard, Ladwig, Musser, Goetsch, M. Lehman, Grothman, Vrakas and Schafer; cosponsored by Senators Weeden, Farrow, Huelsman and Panzer, by request of Governor Tommy G. Thompson.

To committee on **Environment**.

#### **Assembly Bill 237**

Relating to: certain maximum speed limits and providing a penalty.

By Representatives Harsdorf, Brandemuehl, Gronemus, Reynolds, Musser, R. Young, M. Lehman, Albers, Zukowski, Gunderson, Ward, Olsen and Seratti; cosponsored by Senator A. Lasee.

To committee on **Highways and Transportation**.

#### **Assembly Bill 238**

Relating to: the establishment of a medium security correctional institution for youthful offenders in the city of Racine.

By Representatives Ladwig, Turner, Porter, Jensen, Albers, Gronemus, Gunderson, Hahn, Kaufert, Kelso, J. Lehman and Seratti; cosponsored by Senators Plache and Wirch.

To committee on **Corrections Facilities**.

#### **Assembly Bill 239**

Relating to: assignability of a lottery prize.

By Representatives Ladwig, Olsen, Brandemuehl, Grothman, Powers, Seratti and Wasserman; cosponsored by Senator Plache.

To joint committee on **Finance**.

#### **Assembly Bill 240**

Relating to: providing an exception to the open housing law to permit a person to offer a discount or other reduction in price for the lease or rental of housing to a person 55 years of age or over.

By Representatives Dobyms, Urban, Musser, Schafer, Freese, Goetsch, Gunderson, Lorge, Hahn, Ainsworth, F. Lasee, Brandemuehl, Zukowski, Albers, Williams, Skindrud, Handrick, Lazich, Wasserman and Seratti; cosponsored by Senators Buettner, Welch, Schultz, Farrow, Zien and Rosenzweig.

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

**Assembly Bill 241**

Relating to: including certain disabled veterans as members of a targeted group for the development zones jobs credit.

By Representatives Musser, Riley, Albers, Goetsch, Kreuser, Dobyms, Ziegelbauer, Lorge, Hahn, Turner, Ryba, Porter, Boyle, Plouff, Kaufert, Kreibich, Plale, Gronemus, Owens, Powers and Gunderson; cosponsored by Senators Wirch, Fitzgerald, Clausing, Rude, Welch, Breske, Buettner, Schultz and Zien.

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

**Assembly Bill 242**

Relating to: placing bodily substances in edibles and providing a penalty.

By Representatives F. Lasee, Linton, Musser, Ladwig, Skindrud, Williams, Porter, Ainsworth, Olsen, Hasenohrl, Gronemus, Notestein, Sykora, Albers, Seratti, Lorge, Ryba, Lazich, Gunderson, Robson, Vrakas, Ott and Powers; cosponsored by Senators Shibilski and Darling.

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

**Assembly Bill 243**

Relating to: priority of future advances under mortgages.

By Representatives Ward, Hoven, Kaufert, Albers, M. Lehman, Ziegelbauer, Ainsworth, Kelso, Ladwig, Hahn, Hanson, La Fave, Olsen, Sykora, Goetsch, Dobyms, Huber, Grothman, Brandemuehl and Powers; cosponsored by Senators Plache, Wineke, Rude, Welch and Moore.

To committee on **Financial Institutions**.

**Assembly Bill 244**

Relating to: the expenditure of \$61,711.66 from the general fund for payment of a claim against the state made by Jackson County.

By Representatives Musser and Gronemus; cosponsored by Senator Moen.

To joint committee on **Finance**.

**Assembly Bill 245**

Relating to: providing a penalty of either death or life imprisonment for first-degree intentional homicide, affecting parole eligibility and granting rule-making authority.

By Representatives Handrick, Ainsworth, Dobyms, Gunderson, Hoven, Kaufert, Ladwig, F. Lasee, Musser, Olsen and Schafer; cosponsored by Senators A. Lasee, Buettner and Fitzgerald.

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

**Assembly Bill 246**

Relating to: office expenses and postage stamps utilized by members of the legislature.

By Representatives Baumgart and Nass.

To committee on **Assembly Organization**.

**Assembly Bill 247**

Relating to: restructuring of legislative partisan caucus staffs.

By Representative Baumgart.

To committee on **Assembly Organization**.

**Assembly Bill 248**

Relating to: increasing the limits, and authorizing occurrence or claims-made coverage, for health care liability insurance and granting rule-making authority.

By Representatives Green, Freese, Meyer, Vrakas, Rutkowski, Albers, Wasserman, Kreibich and Plale; cosponsored by Senators Breske, Wineke, Schultz, Jauch, Rosenzweig, C. Potter, Huelsman, Shibilski, Farrow, Welch and Buettner.

To committee on **Judiciary**.

**Assembly Bill 249**

Relating to: eliminating recovery for personal injury for persons injured while involved in a felony.

By Representatives Sykora, Green, Schafer, Ryba, Ainsworth, Brandemuehl, Dobyms, Duff, Freese, Goetsch, Grothman, Gunderson, Hahn, Hoven, Huebsch, Kreibich, Ladwig, F. Lasee, Lazich, Musser, Ott, Otte, Owens, Porter, Powers, Seratti, Skindrud, Urban, Vrakas, Walker and Zukowski; cosponsored by Senators Welch, Zien, Buettner, Cowles, Drzewiecki, Farrow, Fitzgerald, Huelsman, Rosenzweig, Schultz and Weeden.

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

**Assembly Bill 250**

Relating to: notifying taxpayers of higher property tax assessments.

By Representatives Hasenohrl, Powers, Ainsworth, Musser, Gronemus, Hubler, Boyle, Springer, Brandemuehl, Seratti, Wasserman and Gunderson; cosponsored by Senator Clausing.

To committee on **Ways and Means**.

**Assembly Bill 251**

Relating to: imposing liability upon the owner of a vehicle for the improper display or use of a license plate, registration sticker or other evidence of registration and providing a penalty.

By Representatives Otte, Krusick, Baumgart, Lorge, Notestein, Ladwig, Krug and Hahn; cosponsored by Senators C. Potter, Rosenzweig and Panzer.

To committee on **Highways and Transportation**.

**Assembly Bill 252**

Relating to: creating a nonrefundable individual income tax credit for certain married persons.

By Representatives Schafer, Skindrud, Kelso, Sykora, Hahn, Kreibich, Jensen, Freese, Green, Ladwig, Zukowski, Porter, Jeskewitz, Huebsch, Musser, Ward, Otte, M. Lehman, Duff, Handrick, F. Lasee, Dobyms, Kaufert, Harsdorf, Albers, Lazich, Ainsworth, Powers, Urban, Johnsrud, Hutchison, Walker, Nass, Olsen, Goetsch, Hoven, Black, Meyer, Ryba, Hasenohrl and Plouff; cosponsored by Senators Welch, Fitzgerald, Zien, Huelsman and A. Lasee.

To committee on **Income Tax Review**.

**Assembly Bill 253**

Relating to: dividing land within an assessor's plat by subdivision plat or certified survey map.

By Representatives Powers, Hanson, Musser, Hahn, Albers, Travis, Olsen, Ott, Owens, Handrick, F. Lasee, Ladwig, Brandemuehl, Schneider, Vrakas, Goetsch,

Grothman, Meyer, Freese, Urban, Kaufert, Ryba, Baumgart, Huebsch, Sykora, Kedzie, Johnsrud, Kelso, Hasenohrl, Zukowski and Skindrud; cosponsored by Senators Welch, Rude, Risser, Farrow and Drzewiecki, by request of Wisconsin Society of Land Surveyors.  
To committee on **Land Use**.

State of Wisconsin  
Office of the Commissioner of Insurance  
Office of Health Care Information  
Madison

February 1997

To the Honorable, the Legislature:

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**COMMUNICATIONS**

State of Wisconsin  
Revisor of Statutes Bureau  
Madison

April 1, 1997

Charles R. Sanders  
Assembly Chief Clerk

Donna Doyle  
Senate Chief Clerk's Office

The following rules have been published:

- Clearinghouse Rule 95-69 effective 4-1-97
- Clearinghouse Rule 96-74 effective 4-1-97
- Clearinghouse Rule 96-77 effective 4-1-97
- Clearinghouse Rule 96-78 effective 4-1-97
- Clearinghouse Rule 96-86 effective 4-1-97
- Clearinghouse Rule 96-87 effective 4-1-97
- Clearinghouse Rule 96-144 effective 4-1-97

Sincerely,  
*GARY L. POULSON*  
Deputy Revisor

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**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Department of Corrections  
Madison

March 17, 1997

To the Honorable, the Legislature:

As required under Section 301.03 (6r) of the Wisconsin Statutes, I am submitting information relative to the number of prisoners the Department of Corrections considers violent and the total number of prisoners.

On December 31, 1996 the Department had 13,114 adult inmates assigned to Type "1" prisons. Out of the 13,114 inmates, 9,734 or 74.2% had assaultive offenses.

Sincerely,  
*MICHAEL J. SULLIVAN*  
Secretary, DOC

Referred to committee on **Corrections Facilities**.

Pursuant to section 153.10 (10), Wis. Stat., we are pleased to submit to the Governor and to the Legislature the quarterly Health Care Data Report. This report is based on hospital inpatient discharge data reported to the Office of Health Care Information by all operating general medical-surgical and specialty hospitals in Wisconsin for the first quarter of 1996. It also contains selected ambulatory surgery utilization and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same quarter.

This report fulfills the statutory requirement to report "*in a manner that permits comparisons among hospitals ... the charges for up to 100 health care services or diagnostic-related groups selected by the office.*"

Sincerely,  
*JOSEPHINE W. MUSSER*  
Commissioner of Insurance  
  
*BARBARA A. RUDOLPH*  
Deputy Director  
Office of Health Care Information

Referred to committee on **Health**.

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**COMMUNICATIONS**

Southeast Wisconsin  
Professional Baseball Park District  
Milwaukee

TO: Charles R. Sanders  
Assembly Chief Clerk

FROM: Michael R. Duckett  
Executive Director

DATE: March 21, 1997

RE: Miller Park Monthly Progress Report

Enclosed is a copy of the February 1997 Monthly Progress Report on the Miller Park construction project for your information.

As a means of keeping State government informed on the status of the project, we will continue to send these reports as they become available every month until the project is completed for Opening Day in the year 2000.

If you have any questions or comments, please don't hesitate to call.