

STATE OF WISCONSIN
Assembly Journal
Eighty-Ninth Regular Session

FRIDAY, January 20, 1989

The chief clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 1** offered by Representative Holschbach.

Assembly amendment 1 to **Assembly Bill 15** offered by Representative Gronemus.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 88-87

Relating to interpreter services for hearing impaired persons.

Submitted by Department of Health and Social Services.

To committee on Health.

Referred on January 20, 1989.

Assembly Clearinghouse Rule 88-90

Relating to minimum standards for property surveys.

Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs.

Referred on January 20, 1989.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 4

Relating to abolishing, over a 10-year period, the use of the property tax for school operations (2nd consideration).

By Representatives Krusick, Goetsch, Medinger, Musser, Roberts, Schultz, Thompson, Travis, Vanderperren and Tesmer, cosponsored by Senators Czarnezki, Feingold, Kincaid, Lee and Moen.

To committee on Ways and Means.

Assembly Joint Resolution 5

Relating to designating April 23 to 29, 1989, as "Wisconsin Science and Technology Education Week".

By Representatives Young, Potter, Black, Rohan and Travis, cosponsored by Senators Ulichny and Risser.

To committee on State Affairs.

Assembly Joint Resolution 6

Relating to state income tax credits or refunds for property or sales taxes due in this state (2nd consideration).

By Representatives Black, Bell, Wineke, Holperin, Travis, Musser, Plache, Van Driel, Medinger, Young, Fortis, Notestein, Krug, Holschbach, Huber, Bock, Robson, Johnsrud, Zweck, Hubler, Potter, Hamilton, Gruszynski, Roberts, Underheim, Walling, Carpenter, Barca and Rohan, cosponsored by Senators Chvala, Feingold, Czarnezki, Kincaid, Moen and Strohl.

To committee on Ways and Means.

Assembly Joint Resolution 7

Relating to the veto procedure for appropriation bills (2nd consideration).

By Representatives Travis, Loftus, Hauke, Krug, Bock, Notestein, Medinger, Grobschmidt, Seery, Wineke, Carpenter, Roberts, Barrett, Bell, Holperin, Rohan, Wood, Hubler, M. Coggs, Young, Hinkfuss, Foti, Bolle, Black, Holschbach, Plache, Robson, Potter, Fergus, Huber, Kunicki, Clarenbach, Stower, Gruszynski and Barca, cosponsored by Senators George, Risser, Strohl, Jauch, Chvala, Moen, Te Winkle, Van Sistine, Burke, Czarnezki, Lee and Kincaid.

To committee on Judiciary.

Assembly Bill 17

Relating to transportation of bulk loads on a highway.

By Representatives Krusick, Ladwig, Bock, Bell, Hauke, Krug, Notestein, Huelsman, Rohan, Rosenzweig, Robson, Fortis, Duff, M. Coggs, Plache, Goetsch and Young, cosponsored by Senators Czarnezki, Risser, Cowles, Burke and Adelman.

To committee on Highways.

Assembly Bill 18

Relating to lowering the drinking age to 18.

By Representatives Carpenter, Clarenbach, M. Coggs, Zweck, Bolle and Schmidt.

To committee on Excise and Fees.

Assembly Bill 19

Relating to lowering the drinking age to 19.

By Representatives Carpenter, Clarenbach, Roberts, Welch, Hasenohrl, Gruszynski, Musser, Zweck, Schmidt, Hamilton, Gronemus, Volk, Huber, Williams, Seery, Bolle, Gard and Boyle, cosponsored by Senators Van Sistine, Roshell, Feingold, George and Kincaid.

To committee on Excise and Fees.

Assembly Bill 20

Relating to repealing the prohibition against public funding of certain abortions.

By Representatives Clarenbach, M. Coggs, Young and Black, cosponsored by Senator Risser.

To committee on Children and Human Services.

Assembly Bill 21

Relating to unauthorized release of animals and providing a penalty.

By Representatives Turba, Goetsch, Potter, Deininger, Duff, Vergeront, Musser, Schultz, Ladwig, Volk, Brandemuehl, Van Gorden, Ott, Holschbach, Gard, Prosser, Gronemus, Tregoning, Welch, Bolle, Brancel, Ourada and Johnsrud, cosponsored by Senators Kreul and Leean.

To committee on Criminal Justice and Public Safety.

Assembly Bill 22

Relating to assuring financial responsibility for motor vehicle accidents, granting rule-making authority and providing a penalty.

By Representatives Barrett, Tesmer, Bock, Hamilton, Schneiders, Rosenzweig, Krusick, Musser, Wineke, Schmidt, Medinger, Ladwig, Holschbach, Walling, Plache, Brandemuehl, Black, Roberts, Notestein, Holperin, Rohan, Hubler, Robson, Bell, Krug, Grobschmidt, Brancel, Carpenter, Williams, Young, Van Dreel, Barca, Deininger, Turba, Bolle and Baldus, cosponsored by Senators Lee, Strohl, Plewa, Chvala, Czarnecki, Burke, Andrea, Moen, Leean, Jauch, Feingold, Buettner and Lasec.

To committee on Financial Institutions and Insurance.

Assembly Bill 23

Relating to allowing towns to use tax incremental financing.

By Representatives Zweck, Ladwig, Carpenter, Vergeront, Holperin, Porter, Bolle, Hubler, Fortis, Johnsrud, Hasenohrl, Lepak, Ourada, Zeuske, Volk, Klusman, Barca and Boyle, cosponsored by Senators Roshell, Van Sistine, Davis, Chilsen, Rude and Shoemaker.

To committee on Ways and Means.

Assembly Bill 24

Relating to raising the limit on the amount which may be awarded as a prize in bingo games.

By Representatives Roberts, Bolle, Tesmer, Williams, Van Dreel, Porter, Carpenter, Medinger, Holperin, Tregoning, Baldus and Boyle, cosponsored by Senators Van Sistine, Shoemaker and Moen.

To committee on State Affairs.

Assembly Bill 25

Relating to the certification of certain entities involved in apprenticeship programs and granting rule-making authority.

By Joint Committee for Review of Administrative Rules.

To committee on Labor.

Assembly Bill 26

Relating to revisions of the system for allocating this state's volume cap on certain tax-exempt bonds.

By Joint Committee for Review of Administrative Rules.

To committee on Way and Means.

Assembly Bill 27

Relating to jail and detention facility assessments.

By Representatives Zweck, Potter, Huber, Bolle, Hubler, Fortis, Holperin, Hasenohrl, Zeuske, Goetsch, Ladwig, Coleman, Vergeront, Schneiders, Hamilton, Van Gorden, Holschbach, Medinger, Carpenter, Volk, Young, Lewis, Barca, Radtke and Gronemus, cosponsored by Senators Andrea, Weeden, Moen and Chilsen.

To committee on Criminal Justice and Public Safety.

Assembly Bill 28

Relating to employment contracts of administrators employed by school boards and cooperative educational service agencies.

By Representatives Potter, Holperin, Rohan, Grobschmidt, Roberts, Larson, Schneider, Medinger, Volk and Boyle, cosponsored by Senators Chvala, Jauch, Feingold, Shoemaker and Andrea.

To committee on Education.

Assembly Bill 29

Relating to suspension, revocation or cancellation of a motor vehicle operator's license.

By Representatives Rutkowski, Rohan, Deininger, Bell, Vergeront, Young, Duff, Ladwig, Farrow and Harsdorf, cosponsored by Senators Adelman, Chvala, Chilsen, Cowles, Czarnecki, Weeden, Buettner and Leean.

To committee on Judiciary.

COMMITTEE REPORTS

The committee on Labor reports and recommends:

Assembly Bill 1

Relating to establishing a minimum wage for certain employes.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

Passage: Ayes: (6) Noes: (4)

To Joint Committee on Finance.

VERNON HOLSCHBACH
Chairperson

The committee on Natural Resources reports and recommends:

Assembly Bill 14

Relating to notification of the release into the environment of genetically engineered organisms and providing penalties.

Passage: Ayes: (9) Noes: (0)

To Joint Committee on Finance.

JOURNAL OF THE ASSEMBLY [January 20, 1989]

Assembly Bill 16

Relating to creating fees for a boat titling program and granting rule-making authority.

Passage: Ayes: (9) Noes: (0)
To committee on Rules.

SPENCER BLACK
Chairperson

COMMUNICATIONS

The chief clerk reports the following proposals correctly enrolled:

Assembly Joint Resolution 1

THOMAS T. MELVIN
Assembly Chief Clerk

January 19, 1989

Representative Tom Barrett
9 North, State Capitol
Madison, WI 53702

Dear Tom,

This is to notify you of your appointment to the Assembly Housing, Securities and Corporate Policy Committee, replacing Representative Judy Robson, effective immediately.

Sincerely,
TOM LOFTUS
Speaker

January 19, 1989

Representative Judy Robson
109 North, State Capitol
Madison, WI 53702

Dear Judy,

This is to notify you of your appointment to the Assembly Ways and Means Committee, replacing Representative Tom Barrett, effective immediately.

Sincerely,
TOM LOFTUS
Speaker

December 31, 1988

Governor Tommy G. Thompson and
Members of the Legislature
State Capitol
Madison, WI 53702

To Gov. Thompson and Members of the Legislature:

The Legislative Audit Bureau is a nonpartisan service agency of the Wisconsin Legislature and is responsible

for conducting financial and program evaluation audits to assist the Legislature in its oversight of executive branch agencies. The State Auditor, who is appointed by the Joint Committee on Legislative Organization, directs the Bureau. The Bureau's reports are received and reviewed by the Joint Legislative Audit Committee, whose 1987-88 members included:

Senator Lee, Co-Chair	Rep. Wineke, Co-Chair
Senator George	Rep. Schneider
Senator Czarnecki	Rep. Barca
Senator Lasee	Rep. Schultz
Senator Leean	Rep. Schneiders

This is the biennial report of the operations and performance of the Legislative Audit Bureau for the period January 1, 1987, to December 31, 1988, as required by s. 13.94(1)(j), Wisconsin Statutes. During this period, the Audit Bureau increased its efficiency in completing required financial audits of federal funds received by the State, completing for the first time a statewide audit of all agencies, except the University of Wisconsin. We also completed analyses of a wide range of programs and issues affecting state and local government.

This report includes a review of trends in auditing, a description of the Bureau and its responsibilities and a summary of our work during 1987 and 1988.

Respectfully submitted,
DALE CATTANACH
State Auditor

January 3, 1989

The Honorable Tommy G. Thompson
Governor of Wisconsin
115 East Capitol
Madison, WI 53708

Dear Governor Thompson:

Pursuant to the provisions of 1987 Wisconsin Act 292, attached is a preliminary report outlining accomplishments and goals regarding solid waste reduction by state agencies and local governmental units.

The Department of Administration has chosen to utilize the vehicle of quality improvement projects to design and implement programs to carry out the intent of 1987 Wisconsin Act 292. The first quality improvement project established an agencywide standards committee to deal with the problem of office waste paper reduction. As part of this effort, interest by a major Wisconsin paper producer to use state-generated waste paper is being analyzed for implementation as a possible pilot program. The second quality improvement project, created as a multi-agency task force, will analyze all non-waste paper aspects of state agency-generated solid waste and develop proposals to implement statewide waste reduction programs, including proposals to include local government.

JOURNAL OF THE ASSEMBLY [January 20, 1989]

Our staff has already revised procurement and construction specifications to promote use of recycled materials. Hopefully, this effort will eliminate unreasonable obstacles that preclude their use.

Sincerely,
JAMES R. KLAUSER
Secretary

December 30, 1988

The Honorable, The Assembly
The Honorable, The Senate
State Capitol
Madison, WI

By this letter I am conveying to you the Wisconsin Ethics Board's report concerning the "effectiveness, wisdom, and constitutionality" of sec. 19.45(12), Wisconsin Statutes. The Legislature directed the Board to conduct this study and report its findings to the Legislature. [1987 Act 365, SECTION 14(2)].

CONSTITUTIONALITY

On April 25, 1988, I directed a letter to the Attorney General asking whether the statute was constitutional. On August 23, 1988, the Attorney General answered that the statute cannot lawfully regulate the free speech rights of public employees acting in their private capabilities, but is otherwise a constitutional, reasonable regulation

of employment. The Attorney General's opinion accompanies this report [Opinions of the Attorney General 41-88 (August 23, 1988)].

EFFECTIVENESS AND WISDOM

Following receipt of the Attorney General's opinion on the statute's constitutionality, I asked the chief executives of each of the State's agencies to advise me of (1) the statute's effects and (2) the desirability of those effects. This report sets forth the agencies' identification of the statute's effects and the agencies' comments on the desirability of those effects.

By letter dated September 28, I advised each member of the Legislature of this statute's provisions and asked how this statute would help or hinder legislators as they carry out their public responsibilities. This report also contains the two responses submitted by legislators.

SUMMARY

I believe you will find this report squarely addresses the matter of constitutionality and accounts, in comprehensive fashion, for the statute's effects. This report will arm the Legislature with a substantial basis on which to reaffirm or to alter the statute under review.

Sincerely,
R. ROTH JUDD
Executive Director