

# STATE OF WISCONSIN Assembly Journal

Ninetieth Regular Session

THURSDAY, March 21, 1991

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

## AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Joint Resolution 37** offered by Representative Lorge.

Assembly substitute amendment 1 to **Assembly Bill 19** offered by committee on Environmental Resources, Utilities and Mining.

Assembly amendment 1 to **Assembly Bill 48** offered by Representative Porter.

Assembly amendment 1 to **Assembly Bill 87** offered by Representative Antaramian.

Assembly amendment 1 to **Assembly Bill 107** offered by committee on Ways and Means.

Assembly amendment 1 to **Assembly Bill 115** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 194** offered by Representative Musser.

## ADMINISTRATIVE RULES

Read and referred:

### **Assembly Clearinghouse Rule 90-170**

Relating to access to vital records.

Submitted by Department of Health and Social Services.

To committee on State Affairs.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 90-193**

Relating to home school coordinators.

Submitted by Department of Public Instruction.

To committee on Education.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 90-197**

Relating to the establishment of an extensive fire protection area in the town of Highland, Iowa County.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 90-208**

Relating to services for the chronically mentally ill under the health insurance risk sharing plan and cost containment provisions.

Submitted by Office of the Commissioner of Insurance.

To Special Committee on Reform of Health Insurance.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 90-221**

Relating to the parental private school choice program.

Submitted by Department of Public Instruction.

To committee on Urban Education.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 90-230**

Relating to the regulation of the construction and installation of groundwater monitoring wells.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on March 21, 1991.

### **Assembly Clearinghouse Rule 91-13**

Relating to premiums for the health insurance risk sharing plan.

Submitted by Office of the Commissioner of Insurance.

To Special Committee on Reform of Health Insurance.

Referred on March 21, 1991.

## INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

### **Assembly Joint Resolution 45**

For the purpose of requesting appropriate action by the congress to propose an amendment to the U.S. constitution extending certain powers of statehood to the residents of the District of Columbia.

By Representatives Clarenbach, M. Coggs, S. Coggs, Moore, Barca, Travis, Notestein, Linton, Kunicki, Antaramian, Carpenter, Bock, Boyle, Turner, Williams and Bolle, cosponsored by Senator George.

To committee on State Affairs.

### **Assembly Joint Resolution 46**

Relating to commemorating the 50th anniversary of America's entrance into World War II.

By Representatives Bolle, Baldus, Vander Loop, Hamilton, Travis, Notestein, Van Dreef, Barca, Holperin, Hauke, Fortis, Roberts, Grobschmid, Medinger, Huber, Hisrich, Reynolds, Musser, Van Gorden, Ott, Panzer, Turner, Porter, Ourada, Goetsch, Vergeront, Duff, Gard, Brandemuehl, Radtk

Stower, Klusman, Wimmer, Lorge, Hahn and Schwartz, cosponsored by Senators Potter, Andrea, Breske, Buettner, Weeden, Kreul, Rude and Lasee.

To committee on Rules.

**Assembly Joint Resolution 47**

Relating to establishing the right of privacy as an inherent right of the people (first consideration).

By Representatives Clarenbach, Moore, Schneider, Carpenter, Bock, Krug and Boyle, cosponsored by Senators Risser, Ulichny and Feingold.

To committee on Elections and Constitutional Law.

**Assembly Bill 235**

Relating to the recovery of costs of enforcing laws involving operating a motor vehicle while under the influence of alcohol or a controlled substance or both.

By Representatives Krusick, Grobschmidt, Fortis, Krug, Ladwig, Lehman, Reynolds, Robson, Rohan, Rosenzweig, Schneiders, Stower, Underheim, Vergeront and Vrakas, cosponsored by Senators Czarnezki, Cowles, Huelsman, Weeden and Petak.

To committee on Judiciary.

**Assembly Bill 236**

Relating to court commissioner powers regarding harassment.

By Representatives Rutkowski, Travis, Notestein, Wood, Hauke, Deininger and Bock, cosponsored by Senators Barrett, Czarnezki and Plewa.

To committee on Judiciary.

**Assembly Bill 237**

Relating to implementing the federal job opportunities and basic skills child care grant program, granting rule-making authority and making an appropriation.

By committee on Children and Human Services, by request of Governor Tommy G. Thompson.

To committee on Children and Human Services.

**Assembly Bill 238**

Relating to prohibiting the placement of cigarette vending machines in certain locations.

By Representatives Carpenter, Bock, Turner, Boyle, Rosenzweig, Plache, Fortis, Bolle and Young, cosponsored by Senators Burke and Risser.

To committee on Excise and Fees.

**Assembly Bill 239**

Relating to eligibility for participation in the Wisconsin morning milk program.

By Representatives Harsdorf, Hahn, Robson, Ourada, Zien, Baldus, Klusman, Brandemuehl, Ott, Bolle, Gruszynski, Fortis, Coleman, Schneiders, Van Gorden, Ainsworth, Vander Loop, Musser, Freese, Holschbach, Darling, Schultz and Lorge, cosponsored by Senators Berndt, Ulichny, Risser and Kreul.

To committee on Education.

**Assembly Bill 240**

Relating to the hiring of permanent replacement employes during a labor dispute and discrimination against employes who participate in a labor dispute.

By Representatives Vander Loop, Gruszynski, Clarenbach, Notestein, Black, Turner, Carpenter, Hinkfuss, Van Dreel, Hisrich, Boyle, Robson, Vanderperren, Seery, Medinger, S. Coggs, Lautenschlager, Holschbach, Hamilton, Fortis, Bock, Roberts, Grobschmidt and Young, cosponsored by Senators Van Sistine, Andrea, Breske and Burke.

To committee on Labor.

**Assembly Bill 241**

Relating to retraction of libelous matter.

By Representatives Hauke, Grobschmidt, Schwartz, Gruszynski, Musser, Hamilton, Vergeront, Vanderperren, Foti, S. Coggs, Vander Loop, Williams, Bolle and Schneiders, cosponsored by Senators Roshell, Van Sistine and Kreul.

To committee on Judiciary.

**Assembly Bill 242**

Relating to exceptions under the public places discrimination law.

By Representatives Wood, Roberts, Williams, Vergeront, Hinkfuss, Goetsch, Hamilton, Musser, Bolle, Vander Loop, Porter, Ladwig, Hahn, Turba, Lehman, Schneiders, Duff, Van Gorden, Wimmer, Zien, Underheim, Ott, Harsdorf, Brancel, Silbaugh and Brandemuehl, cosponsored by Senators Roshell, Andrea, Buettner, Huelsman, Weeden and Petak.

To committee on State Affairs.

**Assembly Bill 243**

Relating to trespass to land.

By Representatives Johnsrud, Musser, Lorge, Hasenohrl, Bolle, Ainsworth, Brandemuehl, Hahn, Goetsch, Klusman, Van Dreel, Van Gorden, Urban, Panzer and Kaufert, cosponsored by Senators Kreul, Lorman and Petak.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 244**

Relating to appearances before or negotiation with state agencies or the legislature by former state public officials.

By Representatives Johnsrud, Brancel, Welch, Vander Loop, Ourada and Gruszynski, cosponsored by Senators Farrow and Cowles.

To committee on Government Operations and Corrections.

**Assembly Bill 245**

Relating to gang criminal activity and providing a penalty.

By Representatives Vrakas, Kaufert, Turba, Duff, Ott, Vander Loop, Turner, Silbaugh, Rosenzweig, Musser, Hahn, Brandemuehl, Panzer, Urban, Van Gorden, Wimmer, Underheim, Gard, Zien, Goetsch, Porter, Lehman and Schneiders, cosponsored

JOURNAL OF THE ASSEMBLY [March 21, 1991]

by Senators Huelsman, Kreul, Lasee, Buettner, Lcean and Petak.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 246**

Relating to granting creditable service for service in the commissioned corps of the federal public health service and the national oceanic and atmospheric administration.

By Representatives Van Dreel, Robson, Turner, Hisrich, Vanderperren, Boyle, Carpenter, Barca and Vander Loop, cosponsored by Senators Van Sistine, Andrea and Breske.

To Joint Survey Committee on Retirement Systems.

**Assembly Bill 247**

Relating to granting creditable service under the Wisconsin retirement system for military service that is also used for the purpose of establishing federal retirement benefits.

By Representatives Huber, Holperin, Stower, Musser, Ladwig, Zweck, Wimmer, Hasenohrl, Vander Loop, Baldus, Vanderperren, Radtke, Turner, Gard, Zien and Rohan, cosponsored by Senators Roshell, Van Sistine, Kreul, Breske and Buettner.

To Joint Survey Committee on Retirement Systems.

**Assembly Bill 248**

Relating to establishing a correctional institution in Rusk county.

By Representatives Reynolds, Gruszynski, Schwartz, Baldus, Boyle and Krusick, cosponsored by Senators Roshell, Decker and Andrea.

To committee on Government Operations and Corrections.

**Assembly Bill 249**

Relating to an income and franchise tax credit for allowing vocational, technical and adult education districts to use industrial equipment and authorizing those districts to make contracts for that use.

By Representatives Barca, Gronemus, Panzer, Grobschmidt, Porter, Stower, Goetsch, Rohan, Schneiders, Vanderperren, Roberts, Hamilton, Musser, Schwartz, Brancel, Radtke, Lorge, Ladwig, Ainsworth and Turba, cosponsored by Senators Van Sistine, Roshell, Buettner, Farrow, Huelsman, Kreul, Lorman and Petak.

To committee on Ways and Means.

**Assembly Bill 250**

Relating to requiring addresses and telephone numbers on credit card charge slips.

By Representatives Bell, Black, Bock, Boyle, Carpenter, Grobschmidt, Hamilton, Hasenohrl, Hisrich, Holschbach, Huber, Linton, Moore, Notestein, Lehman, Plache, Potter, Rohan, Seery, Travis, Turner, Robson, Vander Loop, Young, Vergeront and Schwartz, cosponsored by Senators Moen, Kreul and Buettner.

To committee on Consumer Affairs.

**Assembly Bill 251**

Relating to requalification for unemployment compensation benefits upon voluntary termination of certain part-time work.

By Representative Lorge.

To committee on Labor.

**Assembly Bill 252**

Relating to police identification reports at preliminary examinations.

By Representatives Cullen, Moore, Bock, Williams, Notestein, M. Coggs, Carpenter and Seery, cosponsored by Senators Barrett, Burke and Ulichny.

To committee on Judiciary.

**Assembly Bill 253**

Relating to referenda on the issuance of school district bonds and promissory notes.

By Representatives Lehman, Wineke, Schneiders, Goetsch, Porter, Zien, Klusman, Ladwig and Hahn, cosponsored by Senators Stitt and Huelsman.

To committee on Ways and Means.

**Assembly Bill 254**

Relating to limiting the number of referenda on school district bonds and promissory notes that may be held within any year.

By Representatives Lehman, Wineke, Goetsch, Underheim, Coleman, Ladwig, Klusman, Zien, Silbaugh and Hahn.

To committee on Ways and Means.

**Assembly Bill 255**

Relating to limited licenses for the sale of alcohol beverages by nonprofit organizations.

By Representatives Lehman, Musser, Turner, Wimmer, Hahn, Urban, Zien and Lorge, cosponsored by Senator Andrea.

To committee on Excise and Fees.

**Assembly Bill 256**

Relating to discontinuing the indexing of the rates for the motor fuel tax and the special fuel tax.

By Representatives Medinger, Radtke, Seery, Carpenter, Wood, Black, Holschbach, M. Coggs, Hubler, Krug, Young, Bock, Vander Loop and Bell, cosponsored by Senators Barrett, Lasee and Breske.

To committee on Transportation.

**Assembly Bill 257**

Relating to designating and marking a certain highway route as the "Military Order of the Purple Heart Memorial Highway".

By Representatives Medinger and Roberts, cosponsored by Senator Rude.

To committee on Highways.

**Assembly Bill 258**

Relating to business development on Indian reservations, providing for a study and making appropriations.

By Legislative Council.

To committee on State Affairs.

**Assembly Bill 259**

Relating to state and tribal relations.  
By Legislative Council.  
To committee on State Affairs.

**Assembly Bill 260**

Relating to tribal court proceedings and acts of tribal legislatures.  
By Legislative Council.  
To committee on Judiciary.

**Assembly Bill 261**

An act relating to awarding a grant to the Great Lakes Indian fish and wildlife commission for the printing and distribution of educational materials.  
By Legislative Council.  
To committee on State Affairs.

**Assembly Bill 262**

Relating to increasing the maximum amount of Indian student assistance grants.  
By Legislative Council.  
To committee on Colleges and Universities.

**Assembly Bill 263**

Relating to the regulation of personal watercraft and the reckless use of boats, water skis and aquaplanes and providing a penalty.  
By Representatives Holperin, Gruszynski, Grobschmidt, Boyle, Roberts, Medinger, Panzer, Schneiders, Wimmer, Porter and Hahn, cosponsored by Senators Weeden, Lecan, Cowles, Jauch, Berndt, Farrow, Rude and Lorman.  
To committee on Natural Resources.

**Assembly Bill 264**

Relating to motor vehicle dealer license fees.  
By Representatives Ourada, Hamilton, Radtke, Lehman, Boyle, Turba, Gard, Klusman, Reynolds, Silbaugh, Hahn and Harsdorf, cosponsored by Senators Berndt, Kreul and Lorman.  
To committee on Consumer Affairs.

**Assembly Bill 265**

Relating to requiring credit card information on checks.  
By Representatives Bell, Grobschmidt, Krug, Vander Loop, Carpenter, Travis, Huber, Krusick, Schneiders, Rosenzweig, Lehman, Hamilton, Fortis, Urban, Black, Plache, Holschbach, Young, Van Dreel, Notestein, Moore, Bock, Robson, Boyle, Ott, Seery, Rohan, Potter, Hasenohrl, Hisrich, Schwartz and S. Coggs, cosponsored by Senators Barrett, Kreul, Moen, Berndt, Buettner and Petak.  
To committee on Consumer Affairs.

**Assembly Bill 266**

Relating to avoidance of duplicate electric facilities and electric service extensions.  
By Representatives Roberts, Medinger, Hasenohrl, Schultz, Stower, Van Gorden, Baldus, Johnsrud, Hahn, Brancel, Vanderperren, Gruszynski, Hamilton, Ott, Winecke, Boyle, Moore, Goetsch, Brandemuehl,

Deininger, Lorge, Clarenbach, Reynolds, Ourada, Van Dreel, M. Coggs, Silbaugh, Freese, Musser, Carpenter, Gard, Ladwig, Hubler, Prosser, Schwartz and Harsdorf, cosponsored by Senators Jauch, Moen, Helbach, Cowles, Lorman, Van Sistine, Lasee, Czarnezki, Berndt, Rude, Risser, Stitt and Decker.  
To committee on Environmental Resources, Utilities and Mining.

**Assembly Bill 267**

Relating to the acts that are included within the practice of pharmacy and the requirements for substituting a generic drug for a prescribed drug in dispensing a prescription.  
By Representatives Hinkfuss, Vander Loop, Schwartz, Vanderperren, Moore, Boyle, Huber, Bolle, Hamilton, Reynolds, Hisrich, Gard, Hahn, Musser and Silbaugh, cosponsored by Senators Breske, Van Sistine and Rude.  
To committee on Health.

**Assembly Bill 268**

Relating to the deadline for paying the first instalment of property taxes.  
By Representatives Johnsrud, Zweck, Turba, Ourada, Van Gorden, Musser, Hahn, Coleman, Schultz, Robson, Brandemuehl, Gard, Fortis, Klusman, Wimmer, Freese and Harsdorf, cosponsored by Senators Breske, Kreul and Rude.  
To committee on Ways and Means.

**Assembly Bill 269**

Relating to the requirement that the superintendent of schools in a 1st class city school district be licensed by the department of public instruction.  
By Representatives Plache, Williams, S. Coggs, Moore, Bock, Carpenter, Krug, Stower, Urban, Vergeront, Hisrich, Duff, Rosenzweig and Schneiders, cosponsored by Senators Czarnezki, Ulichny, Barrett, Huelsman and Farrow.  
To committee on Urban Education.

**Assembly Bill 270**

Relating to requiring a farmland preservation application to be signed by all recorded mortgage holders.  
By Representatives Johnsrud, Silbaugh, Lehman, Porter, Turba, Hamilton, Ott, Klusman, Schultz, Bolle and Harsdorf, cosponsored by Senators Rude, Kreul and Lorman.  
To committee on Ways and Means.

**Assembly Bill 271**

Relating to garnishment of earnings.  
By Representatives Lehman, Bock, Holperin, Goetsch, Krusick, Brandemuehl, Panzer, Rohan, Prosser, Bolle, Radtke, Grobschmidt, Musser, Wimmer, Vergeront, Turba, Zien, Duff, Hahn, Huber, Urban, Schneiders, Ladwig, Van Gorden, Silbaugh and Gard, cosponsored by Senators Roshell, Stitt, Kreul, Andrea, Huelsman, Weeden, Buettner and Farrow.  
To committee on Judiciary.

**Assembly Bill 272**

Relating to various changes in the campaign finance law, designations by individuals to the Wisconsin election campaign fund, income and franchise tax deductions for contributions to the Wisconsin election campaign fund, granting rule-making authority and making an appropriation.

By Representatives Zweck, Notestein, Bock, Wineke, Baldus, Barca, Black, Boyle, Carpenter, S. Cogg, Fortis, Gruszynski, Hamilton, Hisrich, Holperin, Huber, Hubler, Lautenschlager, Medinger, Reynolds, Robson, Swoboda, Young and Seery, cosponsored by Senators Adelman, Helbach, Chvala, Barrett, Breske, Czarnecki, Decker, Moen and Potter.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 273**

Relating to providing funding to the department of veterans affairs for the construction of veterans memorials and making an appropriation.

By Representatives Schneider, Bolle, Roberts, Gronemus, Hinkfuss, Plache, Hough, Carpenter, Potter and Bock.

To committee on Veterans and Military Affairs.

**COMMITTEE REPORTS**

The committee on Environmental Resources, Utilities and Mining reports and recommends:

**Assembly Bill 19**

Relating to basic local exchange service offered by large telecommunications utilities.

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (4)

Passage: Ayes: (9) Noes: (5)

To committee on Rules.

**Assembly Bill 27**

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources, sale of lands by the department of natural resources and providing a penalty.

Passage: Ayes: (13) Noes: (1)

To committee on Rules.

THOMAS SEERY  
Chairperson

The committee on Ways and Means reports and recommends:

**Assembly Bill 14**

Relating to payees of property tax escrow account disbursements.

Passage: Ayes: (18) Noes: (0)

To committee on Rules.

**Assembly Bill 107**

Relating to changing the procedures by which a later tax return filing fee is imposed on persons.

Adoption of assembly amendment 1:

Ayes: (18) Noes: (0)

Passage: Ayes: (18) Noes: (0)

To Joint Committee on Finance.

JOSEPH WINEKE  
Chairperson

**COMMUNICATIONS**

The chief clerk reports the following proposals correctly enrolled:

**Assembly Bill 205**

**Assembly Joint Resolution 43**

Sincerely,  
THOMAS T. MELVIN  
Assembly Chief Clerk

March 8, 1991

Speaker Walter Kunicki  
Room 211 West  
State Capitol  
Madison, WI 53708

Dear Wally:

I am writing to inform you that in accordance with the Rules of the Assembly, as Chairman of the Assembly Committee on Education, I have established a Subcommittee on Assembly Bill 120.

The membership and purposes of the Subcommittee are as follows:

Subcommittee Membership: Representative Richard Grobschmidt, Chairperson; Representatives Maxine Hough, Lary Swoboda, David Brandmuehl and Marjorie Duff.

Purpose: To develop an alternative to Assembly Bill 120 which relates to notifying the Department of Public Instruction if a school district employe licensed by the Department engages in conduct that endangers an pupil.

Sincerely,  
MARLIN D. SCHNEIDER  
Chairperson  
Committee on Education

JOURNAL OF THE ASSEMBLY [March 21, 1991]

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

Assembly Bill	Act No.	Date Signed
26 -----	2-----	March 13, 1991
205-----	4-----	March 19, 1991

Respectfully submitted,  
TOMMY G. THOMPSON  
Governor

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State: