

STATE OF WISCONSIN  
**Assembly Journal**

Ninetieth Regular Session

TUESDAY, October 1, 1991

10:00 A.M.

The assembly met.

Representative Roberts in the chair.

The assembly dispensed with the call of the roll.

---

**AMENDMENTS OFFERED**

Assembly amendment 1 to **Assembly Bill 189** offered by committee on Health.

Assembly substitute amendment 1 to **Assembly Bill 299** offered by committee on Rural Affairs.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 299** offered by committee on Rural Affairs.

Assembly substitute amendment 1 to **Assembly Bill 399** offered by Representative Schneider.

---

**INTRODUCTION AND REFERENCE  
OF PROPOSALS**

Read first time and referred:

**Assembly Bill 562**

Relating to making available a comparable replacement business to a person displaced from a business as a result of condemnation.

By Representatives Holschbach, Vergeront, Moore, Hamilton and Baldus, cosponsored by Senator Burke, by request of City of Manitowoc.

To committee on State Affairs.

**Assembly Bill 563**

Relating to the lower Wisconsin state riverway, granting rule-making authority and providing an exemption from and extending the time limit for emergency rule procedures.

By Representatives Black, Travis, Schultz, Johnsrud, Brandemuehl and Freese, cosponsored by Senator Rude, by request of Lower Wisconsin State Riverway Board.

To committee on Natural Resources.

**Assembly Bill 564**

Relating to specific information highway signs on freeways.

By Representative Roberts, cosponsored by Senators Moen, Burke and Rude.

To committee on Transportation.

**Assembly Bill 565**

Relating to interference at a medical facility and providing penalties.

By Representatives Young, Notestein, Fortis, Darling, Black, Hisrich, Krug, Clarenbach, Bock, Plache and Boyle, cosponsored by Senators Risser, Barrett and Huelsman.

To committee on Children and Human Services.

**Assembly Bill 566**

Relating to assuring financial responsibility for the operation of motor vehicles, granting rule-making authority and providing a penalty.

By Representatives Roberts, Wood, Musser, Notestein, Rohan, Potter, Baldus, Holperin, Plache, Ainsworth, Brancel and Holschbach, cosponsored by Senators Barrett, Ulichny, Plewa, Moen, Buettner, Risser, Andrea, Chvala, Burke and Leean.

To committee on Financial Institutions and Insurance.

**Assembly Bill 567**

Relating to pupils' right to freedom of expression in public schools.

By Representatives Bock, Plache, Fortis, Medinger, Duff, Notestein, Lorge, Darling, Carpenter, Radtke, Potter, Hisrich, Loucks and Seery, cosponsored by Senators Adelman, Chvala, Barrett, Feingold and Risser.

To committee on Education.

**Assembly Bill 568**

Relating to excluding from regulation a hospice that receives no federal or state funding.

By Representatives Swoboda, Boyle, Gronemus, Van Dreef, Schneiders, Lorge and Brancel.

To committee on Health.

**Assembly Bill 569**

Relating to discontinuing the sales tax on flex-time time-share transactions.

By Representatives Swoboda, Hough, Schneiders and Lorge.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 570**

Relating to prohibiting employment discrimination on the basis of lawful activities pursued outside an employer's premises during nonworking hours.

By Representatives Clarenbach, Holschbach, Hauke, Hamilton, Travis, Musser and Johnsrud, cosponsored by Senators Van Sistine and Rude.

To committee on Labor.

COMMITTEE REPORTS

The committee on Education reports and recommends:

**Assembly Bill 403**

Relating to historical society programs to assist schools and teachers and making an appropriation.

Passage: Ayes: (15) Noes: (0)  
To Joint Committee on Finance.

**Assembly Bill 442**

Relating to providing transportation for children to and from day care providers.

Passage: Ayes: (15) Noes: (0)  
To committee on Rules.

**Assembly Bill 461**

Relating to the licensure of teachers of the visually impaired, instruction in braille and granting rule-making authority.

Adoption of assembly amendment 1:  
Ayes: (15) Noes: (0)

Passage: Ayes: (15) Noes: (0)  
To committee on Rules.

MARLIN SCHNEIDER  
Chairperson

The committee on Health reports and recommends:

**Assembly Bill 28**

Relating to restrictions on the location of cigarette vending machines, ordinances that regulate cigarette vending machines and restrictions on the possession of cigarettes by children.

Passage: Ayes: (14) Noes: (0)  
To committee on Rules.

**Assembly Bill 189**

Relating to tattooing of children and providing a penalty.

Adoption of assembly amendment 1:  
Ayes: (14) Noes: (0)

Passage: Ayes: (13) Noes: (1)  
To committee on Rules.

**Assembly Bill 203**

Relating to creating new standards for involuntary civil commitments and emergency detentions.

Adoption of assembly amendment 1 to assembly substitute amendment 1:  
Ayes: (14) Noes: (0)

Adoption of assembly amendment 2 to assembly substitute amendment 1:  
Ayes: (14) Noes: (0)

Adoption of assembly substitute amendment 1:  
Ayes: (14) Noes: (0)

Passage: Ayes: (10) Noes: (4)  
To committee on Rules.

**Senate Bill 155**

Relating to restrictions on the location of cigarette vending machines, ordinances that regulate cigarette vending machines and restrictions on the possession of cigarettes by children.

Concurrence: Ayes: (14) Noes: (0)  
To committee on Rules.

TIMOTHY CARPENTER  
Chairperson

The committee on Labor reports and recommends:

**Assembly Bill 372**

Relating to a record of severely disabled employes in the state classified service.

Passage: Ayes: (7) Noes: (2)  
To committee on Rules.

**Assembly Bill 377**

Relating to restricting honesty testing in employment, granting rule-making authority and providing penalties.

Passage: Ayes: (6) Noes: (3)  
To committee on Rules.

**Assembly Bill 440**

Relating to equal speed of access to restrooms for men and women and granting rule-making authority.

Adoption of assembly amendment 1:  
Ayes: (9) Noes: (0)

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

**Assembly Bill 515**

Relating to prohibiting genetic testing by employers, labor organizations, employment agencies and licensing agencies and providing penalties.

Adoption of assembly amendment 1:  
Ayes: (9) Noes: (0)

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

VERNON HOLSCHBACH  
Chairperson

The committee on Rural Affairs reports and recommends:

**Assembly Bill 299**

Relating to reimbursement for costs incurred because of discharges from petroleum product storage tanks and an inventory of petroleum product storage tanks.

Adoption of assembly amendment 1 to assembly substitute amendment 1:  
Ayes: (10) Noes: (0)

Adoption of assembly substitute amendment 1:

JOURNAL OF THE ASSEMBLY [October 1, 1991]

Ayes: (10) Noes: (0)

Passage: Ayes: (10) Noes: (0)  
To Joint Committee on Finance.

MARTY REYNOLDS  
Chairperson

The committee on State Affairs reports and recommends:

**Assembly Bill 242**

Relating to exceptions under the public places discrimination law.

Adoption of assembly substitute amendment 2:  
Ayes: (10) Noes: (1)

Passage: Ayes: (10) Noes: (1)  
To committee on Rules.

**Assembly Bill 367**

Relating to receipt of honorariums by state public officials.

Passage: Ayes: (6) Noes: (5)  
To committee on Rules.

**Assembly Bill 374**

Relating to restrictions on issuing operator's licenses, state employment and student financial assistance based on failure to register with the selective service system.

Adoption of assembly amendment 1:  
Ayes: (11) Noes: (0)

Passage: Ayes: (10) Noes: (1)  
To committee on Rules.

JOHN MEDINGER  
Chairperson

The committee on Trade, Science and Technology reports and recommends:

**Assembly Bill 508**

Relating to foreign-money claims.

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

**Assembly Bill 523**

Relating to programs of interchange with foreign governments of employes of the state, institutions of higher education or local governments.

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

SUE ROHAN  
Chairperson

VETO REFERRALS

**Assembly Bill 10**

Relating to requests for increased appropriations to state agencies.

By Representatives Black, Stower, Van Dreef, Wineke, Notestein, Duff, Young, Musser, Carpenter, Baldus, Plache, Cullen, Gronemus, Potter, Gruszynski, Lautenschlager, Bell, Medinger, M. Coggs, Grobschmidt, Huber, Hamilton, Bock, Fortis, Moore, Boyle, Harsdorf, Roberts and Clarenbach, cosponsored by Senators Risser, Moen, Chvala, Buettner, Breske, Huelsman, Feingold and Berndt.

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.

By Representatives Black, Stower, Seery, Hisrich, Hubler, Huber, Roberts, Krug, Robson, Vander Loop, Young, Carpenter, Notestein, Ott, Gruszynski, Fortis, M. Coggs, Lautenschlager, Bock and Hamilton, cosponsored by Senators Decker, Jauch, Chvala, Burke, Cowles and Risser.

To committee on Rules.

**Assembly Bill 91**

An act relating to state finances and appropriations, constituting the executive budget act of the 1991 legislature, and making appropriations.

By Joint Committee on Finance, by request of Governor Tommy G. Thompson.

To committee on Rules.

**Assembly Bill 350**

An act relating to the crime laboratories.

By Representatives Huber, Travis, Barca, Zweck, Krusick, Lautenschlager, Krug, Potter, Robson, Kunicki and Hisrich, cosponsored by Senators Burke, Chvala, Decker, Andrea, Adelman, Breske and Feingold.

To committee on Rules.

**Assembly Bill 485**

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance construction, renovation and development of property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

By Representatives Kunicki and Prosser.

To committee on Rules.

COMMUNICATIONS

October 1, 1991

Honorable Donald J. Schneider

Honorable Thomas T. Melvin

Dear Sirs:

The following rules have been published:

Clearinghouse Rule 90-123 effective 10-1-91  
Clearinghouse Rule 90-171 effective 10-1-91  
Clearinghouse Rule 90-217 effective 10-1-91  
Clearinghouse Rule 90-237 effective 10-1-91  
Clearinghouse Rule 90-240 effective 10-1-91  
Clearinghouse Rule 90-254 effective 10-1-91  
Clearinghouse Rule 90-260 effective 10-1-91  
Clearinghouse Rule 91-19 effective 10-1-91  
Clearinghouse Rule 91-24 effective 10-1-91  
Clearinghouse Rule 91-31 effective 10-1-91  
Clearinghouse Rule 91-32 effective 10-1-91  
Clearinghouse Rule 91-47 effective 10-1-91  
Clearinghouse Rule 91-48 effective 10-1-91  
Clearinghouse Rule 91-53 effective 10-1-91  
Clearinghouse Rule 91-68 effective 10-1-91

Sincerely,  
GARY L. POULSON  
Deputy Revisor

September 30, 1991

Representative Marty Reynolds  
100 North Hamilton, Rm. 317  
Madison, WI 53708

Dear Marty:

It is with great pleasure that I appoint you as the acting Chair of the committee on Rural Affairs.

I have confidence in your ability to run the committee smoothly.

Sincerely,  
WALTER KUNICKI  
Speaker

September 30, 1991

Representative Lary Swoboda  
13 West, State Capitol  
Madison, WI 53708

Dear Lary:

It is with great pleasure that I appoint you to replace Rep. Zweck as a member of the Ways and Means committee.

I am sure that you will be a nice compliment to the rest of the committee.

Sincerely,  
WALTER KUNICKI  
Speaker

September 30, 1991

Representative Peg Lautenschlager  
Room 305, MLKB  
Madison, WI 53708

Dear Peg:

It is with great pleasure that I appoint you to replace Rep. Zweck as a member of the Elections and Constitutional Law Committee.

I am sure that you will be a nice compliment to the rest of the committee.

Sincerely,  
WALTER KUNICKI  
Speaker

State of Wisconsin  
Legislative Audit Bureau  
Madison

September 27, 1991

To the Honorable, the Assembly:

We have completed the financial audits of the Wisconsin Department of Veterans Affairs Veterans 1980 Series A Mortgage Revenue Bond Program and Veterans 1981 Mortgage Revenue Bond Program. The audits were requested by the Wisconsin Department of Veterans Affairs to fulfill the annual audit requirements under the bond issues' Indenture of Trust and Bond Resolution. The reports include our independent auditor's report on the financial statements, a report on internal control structure and a compliance report, as of June 30, 1991, and 1990.

We were able to express an unqualified opinion on the financial statements. We found the bond programs have met the requirements of the Indenture of Trust, the Bond Resolution, and the Wisconsin Statutes. The audit reports include no major findings, conclusion, or recommendations and, in our judgment, are not likely to be of interest to most members of the Legislature.

Detailed copies of the audit reports have been distributed to members of the Joint Audit Committee and those required by law to receive detailed copies. If you are interested in receiving copies of the audit reports, please contact our office and request reports numbered 91-22 and 91-23.

Sincerely,  
DALE CATTANACH  
State Auditor

JOURNAL OF THE ASSEMBLY [October 1, 1991]

State of Wisconsin  
Department of Administration  
Madison

September 27, 1991

To the Honorable, the Assembly:

I am pleased to provide you with a copy of the State of Wisconsin's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 1990. The report contains both "general purpose" or combined financial statements and combining financial statements for each fund type. As such, the report represents a summary of all State transactions during the fiscal year.

The report marks a significant milestone in the financial reporting practices for the State. This is the first financial report prepared for the State based on generally accepted accounting principles (GAAP) as prescribed by the Governmental Accounting Standards Board (GASB).

This CAFR represents Wisconsin's commitment in providing high standards of financial management and reporting, and fiscal accountability of its resources based on nationally recognized standards. This report should provide you and other reader groups the information necessary to assess the State's financial position, and results of operations. I hope you find the report informative and beneficial.

If you have specific questions regarding its contents or comments on its usefulness, please contact me at (608) 266-3628.

Sincerely,  
WILLIAM J. RAFTERY, CPA  
State Controller

State of Wisconsin  
Department of Veterans Affairs  
Madison

September 30, 1991

To the Honorable, the Legislature:

In compliance with section 45.35(3d)(b), Wis. Stats., as created by 1989 Wisconsin Act 36, the Council on Veterans Programs and the Wisconsin Department of Veterans Affairs (WDVA) are jointly submitting the attached general summary report of the activities and membership over the past two years of the Council and organizations represented on the Council. Organizations not yet reporting are the American Red Cross and the Federation of Minority Veterans.

The information contained in the report was compiled by WDVA staff from materials submitted by the Council

Chair for its activities and membership, and by the representative from each organization on the Council.

Sincerely,  
JOHN J. MAURER  
Secretary  
Department of Veterans Affairs  
MARVIN J. FREEDMAN  
Chairman  
Council on Veterans Programs

State of Wisconsin  
Department of Natural Resources  
Madison

October 1, 1991

To the Honorable, the Legislature:

We are pleased to submit the attached joint agency report on the Petroleum Storage Remedial Action Fund (PSRAF, commonly referred to as PECFA). This report was prepared cooperatively by staff of our two agencies as directed in the 1991-93 biennial budget recently signed into law by Governor Thompson.

This report contains recommendations designed to strengthen the fund's ability to facilitate environmental cleanups at sites contaminated by petroleum product releases. The agencies briefed the PECFA Council on the contents of the report September 27. A summary of the Council's comments is included as an addendum to the report, and additional comments may be forthcoming.

Both of our Departments consider PECFA to be an indispensable tool for protecting public health and the environment in Wisconsin. We hope that this report assists the Legislature in future deliberation on PECFA. Please contact Mr. William Morrissey of DILHR's Bureau of Petroleum Inspection and Fire Prevention (266-7605) or Mr. Paul Didier of DNR's Bureau of Solid and Hazardous Waste Management (267-6854) if you have any questions about the contents of the attached report.

Sincerely,  
C. D. BESADNY  
Secretary, DNR  
CAROL SKORNICKA  
Secretary, DILHR

Representative Hasenohrl moved that the assembly stand adjourned until 10:00 A.M. on Thursday, October 3.

**JOURNAL OF THE ASSEMBLY [October 1, 1991]**

**The question was: Shall the assembly stand  
adjourned?**

**Motion carried.**

**The assembly stood adjourned.**

**10:01 A.M.**