



# STATE OF WISCONSIN Assembly Journal

## Ninety-Fourth Regular Session

MONDAY, March 8, 1999

The Chief Clerk makes the following entries under the above date:

### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 98–150**

Relating to Wisconsin–Michigan boundary waters.  
Submitted by Department of Natural Resources.  
Report received from Agency, March 1, 1999.  
To committee on **Natural Resources**.  
Referred on March 8, 1999.

#### **Assembly Clearinghouse Rule 98–195**

Relating to commercial fishing for whitefish in Green Bay and Lake Michigan.  
Submitted by Department of Natural Resources.  
Report received from Agency, March 1, 1999.  
To committee on **Natural Resources**.  
Referred on March 8, 1999.

#### **Assembly Clearinghouse Rule 99–006**

Relating to the annual adjustment of the minimum estimated project costs for the application of the requirement to obtain a determination of prevailing wage rates for workers employed on state or local public works projects.  
Submitted by Department of Workforce Development.  
Report received from Agency, March 4, 1999.  
To committee on **Labor and Employment**.  
Referred on March 8, 1999.

#### **Assembly Clearinghouse Rule 99–012**

Relating to the registration and renewal of registration fees for mortgage bankers, loan originators and mortgage brokers; the transfer fee for loan originators; and the registration periods for all registrations and renewals of registrations.

Submitted by Department of Financial Institutions.  
Report received from Agency, March 4, 1999.  
To committee on **Financial Institutions**.  
Referred on March 8, 1999.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 170**

Relating to: school uniforms.  
By Representatives Jensen, Colon, Riley, Handrick, Ainsworth, Staskunas, Ziegelbauer, Olsen, Owens, Ladwig, Grothman, Sykora, Urban, Vrakas, Huebsch, Kedzie and Kestell; cosponsored by Senators Fitzgerald, Zien and Darling.  
To committee on **Education**.

#### **Assembly Bill 171**

Relating to: prisoner reimbursement to a municipality.  
By Representatives Foti, Hundertmark, Jensen, Steinbrink, Hahn, Huebsch, Kedzie, Klusman, Ladwig, La Fave, F. Lasee, J. Lehman, M. Lehman, Montgomery, Musser, Olsen, Ott, Owens, Porter, Powers, Seratti, Sykora, Vrakas, Ward, Ziegelbauer and Kreuser; cosponsored by Senators Fitzgerald, Roessler, Cowles, Lazich, Schultz, Huelsman, Welch and Drzewiecki.  
To committee on **State Affairs**.

#### **Assembly Bill 172**

Relating to: allowing a “Class A” licensee to provide wine free of charge for consumption on the licensee’s premises.  
By Representatives Pettis, Handrick, Hundertmark, Kestell, Albers, Ladwig, Freese, Carpenter, Grothman, Gunderson, Hoven, Huebsch, Kaufert, Nass, Powers, Seratti, Staskunas, Sykora, Underheim, Vrakas and Walker; cosponsored by Senators Breske, Shibilski, Burke, George, Moen, Erpenbach, Zien, Grobschmidt, Darling and Rude.  
To committee on **State Affairs**.

#### **Assembly Bill 173**

Relating to: youth options program.  
By Representatives M. Lehman, Huebsch, Owens, Goetsch, Reynolds, Hahn, Gunderson, Brandemuehl, Musser and Kelso; cosponsored by Senator Fitzgerald.  
To committee on **Education**.

#### **Assembly Bill 174**

Relating to: exceptions for peace officers to certain prohibitions Relating to firearms.  
By Representatives Kreuser, Kaufert, Nass, Kedzie, Plale, Steinbrink, Hasenohrl and Ryba; cosponsored by Senators Wirth, Erpenbach, Zien and Drzewiecki.  
To committee on **Urban and Local Affairs**.

**Assembly Bill 175**

Relating to: requiring that personal flotation devices be worn by certain underaged persons in certain boats.

By Representatives Staskunas, Hasenohrl, Musser, Bock, Miller, Ryba, Sinicki, Sykora, Goetsch, Turner, Colon, Stone, Lassa and Jeskewitz.

To committee on **Natural Resources**.

**Assembly Bill 176**

Relating to: authorizing the department of corrections to contract with private persons for the confinement of Wisconsin prison inmates in private prisons in this state.

By Representatives Walker, Ladwig, F. Lasee, Suder, Stone, Ainsworth, Owens, Pettis, Vrakas, Huebsch, Duff, Kedzie, Albers and Jeskewitz; cosponsored by Senators Darling and Huelsman.

To committee on **Corrections and the Courts**.

**Assembly Bill 177**

Relating to: the razing of a historic building following preparation of a historic record of the building by the state historical society.

By Representatives La Fave, Sykora, Stone, Sinicki, Albers, Miller, Musser, Sherman, F. Lasee and Hasenohrl; cosponsored by Senators Robson, Huelsman, Darling and Farrow.

To committee on **Housing**.

**Assembly Bill 178**

Relating to: personal liability for razing costs.

By Representatives La Fave, Sykora, J. Lehman, Goetsch, Bock, Colon, Kreuser, Powers and Riley; cosponsored by Senator Burke.

To committee on **Ways and Means**.

**Assembly Bill 179**

Relating to: receiverships for public nuisance.

By Representatives La Fave, Colon, Urban, Ryba, Staskunas, Powers, Young, Cullen and Riley; cosponsored by Senators Plache, Farrow and Darling.

To committee on **Urban and Local Affairs**.

**Assembly Bill 180**

Relating to: liability for the inspection of property.

By Representatives La Fave, Urban, Miller, Ryba, Musser, J. Lehman, Huber, Seratti, Turner, Plouff and Riley; cosponsored by Senator Burke.

To committee on **Urban and Local Affairs**.

**Assembly Bill 181**

Relating to: a sales tax and use tax exemption for equipment used to administer air to treat sleep apnea.

By Representatives Ott, Gronemus, Petrowski, Sykora, Brandemuehl, Albers, Grothman, Klusman, Owens, Powers, Spillner and Urban; cosponsored by Senators Baumgart and Clausing.

To joint survey committee on **Tax Exemptions**.

**Assembly Bill 182**

Relating to: prisoner access to personal information and contract authority of the department of corrections.

By Representatives Foti and Walker.

To committee on **Corrections and the Courts**.

**Assembly Bill 183**

Relating to: expanding the definitions of "blighted area" and "blighted property" under the blighted area law, the Blight Elimination and Slum Clearance Act and the Tax Increment Law.

By Representatives Staskunas, La Fave, Miller, Bock, Black, Seratti, Goetsch, Vrakas and Stone; cosponsored by Senators Rosenzweig, Grobschmidt, Darling, Roessler and Farrow.

To committee on **Environment**.

**Assembly Bill 184**

Relating to: a sales tax exemption for necessities.

By Representatives Carpenter, Albers, Musser, Travis, Boyle, Sykora, Klusman, Gronemus, Hasenohrl, Pohan, F. Lasee, Gunderson, La Fave, Black and Huber; cosponsored by Senators George, Drzewiecki, Plache, Baumgart and Wirch.

To joint survey committee on **Tax Exemptions**.

**Assembly Bill 185**

Relating to: the controlled substance flunitrazepam.

By Representatives Huebsch, Kestell, Hasenohrl, Plale, Suder, Freese, Rhoades, Albers, Spillner, Ladwig, Brandemuehl, Seratti, F. Lasee, Sykora, Goetsch, M. Lehman, Vrakas, Montgomery, Lassa, Gunderson, Petrowski, Owens, Pettis and Townsend; cosponsored by Senators Moen, Fitzgerald, Huelsman, Lazich, Roessler and Darling.

To committee on **Judiciary and Personal Privacy**.

**Assembly Bill 186**

Relating to: instalment payments of refunds of taxes on manufacturing property, appeals of manufacturing property taxes, distribution of taxes on manufacturing property and the interest on refunded and additional taxes on manufacturing property, the deadline for classification of property as manufacturing, manufacturers' reports and making an appropriation.

By Representatives M. Lehman, Kaufert, Musser, Staskunas, Grothman, F. Lasee and Jeskewitz; cosponsored by Senators Drzewiecki and Grobschmidt.

To committee on **Ways and Means**.

**Assembly Bill 187**

Relating to: establishing a service award program for volunteer fire fighters and emergency medical technicians, creating a volunteer fire fighter and emergency medical technician service award board, requiring the exercise of rule-making authority and making appropriations.

By Representatives Powers, Musser, Klusman, Gunderson, Gronemus, Kreibich, Duff, Huebsch, Handrick, Sykora, Porter, Schneider, Freese, Sherman, Miller, Hasenohrl, Ainsworth, Brandemuehl, Suder, Spillner, Owens, Ryba, Lassa, Johnsrud, Seratti, Boyle, Kestell, Hoven, Hebl, Nass, Albers, Petrowski, Ott, Olsen, Reynolds, Hutchison, Skindrud, Hahn, Rhoades, Hundertmark and Pettis; cosponsored by Senators Zien, Shibilski, Welch, Breske, Fitzgerald, Schultz, Drzewiecki, Rude, Moen,

Darling, A. Lasee, Wirch, Roessler, Panzer, Baumgart, Lazich and Farrow.

To committee on **Urban and Local Affairs**.

**Assembly Bill 188**

Relating to: exempting certain vehicles transporting material pumped from a septic or holding tank from special or seasonal weight limitations imposed by local highway authorities.

By Representatives Sykora, Gunderson, Ainsworth, Albers, Balow, Brandemuehl, Gronemus, Handrick, Kestell, Kreibich, Ladwig, Musser, Olsen, Pettis, Plouff, Porter, Powers, Seratti, Suder and Vrakas; cosponsored by Senators Breske, Baumgart, Drzewiecki, Farrow, Lazich, Schultz and Zien.

To committee on **Transportation**.

**Assembly Bill 189**

Relating to: consolidation or merger of incorporated Roman Catholic congregations.

By Representatives Gard and Plale; cosponsored by Senators Burke and Farrow.

To joint committee on **Finance**.

**Assembly Bill 190**

Relating to: limitations on state appropriations from general purpose revenue.

By Representatives Wieckert, Kestell, Hundertmark, Pettis, Suder, Montgomery, F. Lasee, Kelso, Musser, Grothman, Porter, Nass, Skindrud, Owens, Townsend, Wasserman and Jensen; cosponsored by Senators Darling and Welch.

To committee on **Government Operations**.

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**COMMITTEE REPORTS**

The committee on **Environment** reports and recommends:

**Assembly Bill 96**

Relating to: the use of private sewage systems when a public sewer is available.

Without recommendation pursuant to Section [227.26\(2\)\(h\)](#) of the Wisconsin Statutes.

To committee on **Rules**.

*NEAL KEDZIE*  
Chairperson  
Committee on Environment

The committee on **Judiciary and Personal Privacy** reports and recommends:

**Assembly Bill 109**

Relating to: release of persons arrested for certain crimes against children.

Passage:

Ayes: 9 – Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Noes: 0.

To committee on **Rules**.

*MICHAEL HUEBSCH*  
Chairperson  
Committee on Judiciary and Personal Privacy

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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

Adopted and asks concurrence in:

**Senate Joint Resolution 8**

Passed and asks concurrence in:

**Senate Bill 7**  
**Senate Bill 44**

Concurred in:

**Assembly Joint Resolution 18**

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**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 8**

Relating to: proclaiming May 14, 15 and 16, 1999, as Syttende Mai Weekend.

By Senators Chvala, Moen, Erpenbach, Grobschmidt, Huelsman, Burke, Drzewiecki, Schultz, Clausing and Rude; cosponsored by Representatives Hebl, Johnsrud, Klusman, Boyle, Krug, Pocan, Miller, Hahn, Porter, Berceau, Albers, Bock, Musser, Gunderson and Olsen.

To committee on **Rules**.

**Senate Bill 7**

Relating to: transferring toll-free calls to pay-per-call services or international numbers, creating certain disclosure and reporting requirements and providing a penalty.

By Senators Moore, Burke, Darling, Erpenbach and Clausing; cosponsored by Representatives Colon, Young, Turner, La Fave, Plale, Bock, Riley, J. Lehman, Boyle, Ryba, Pocan, Ziegelbauer, Kreuser, Gronemus, Miller, Musser and Albers.

To committee on **Information Policy**.

**Senate Bill 44**

Relating to: access to public records containing social security account numbers of individuals.

By Senators Erpenbach, Plache, Moore, Rude, Burke, Clausing, Decker, Roessler, Farrow, A. Lasee, Darling and Drzewiecki; cosponsored by Representatives Foti, Schneider, Meyer, Musser, Schooff, Turner, Pocan, Black, La Fave,

Hasenohrl, Plale, Kreuser, Wasserman, Colon, Powers, Bock, Plouff and Boyle.

To committee on **Judiciary and Personal Privacy**.

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## EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

March 4, 1999

To the Honorable, the Assembly:

RE: Stripper XIX 1999 Oil Overcharge Plan

I am pleased to transmit my Stripper XIX 1999 Oil Overcharge Plan for consideration by the Joint Committee on Finance (JCF) at the next s. 13.10, Wis. Stats., meeting. As required by s. 14.065, Wis. Stats., I am also forwarding a copy to the Chief Clerk of the Senate.

This year's Plan allocates \$513,308 (\$447,308 of new Stripper monies and \$66,000 of reallocated Exxon monies). If accepted and implemented, the recommended program initiatives provides state citizens with credible information regarding the energy implications of Y2K, makes our buildings and homes more energy efficient and reduces our dependence on petroleum based motor fuels.

In addition to the JCF's action, the U.S. Department of Energy must also conduct a review to determine if Wisconsin's Plan conforms with Federal requirements and established definitions of restitution. The Department of Administration staff will be available to provide additional information that may be required. I appreciate your usual support.

Sincerely,  
*TOMMY G. THOMPSON*  
Governor

Referred to committee on **Utilities**.

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## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Department of Workforce Development  
Madison

February 26, 1999

To the Honorable, the Assembly:

Pursuant to Chapter 109 of Wisconsin Statutes, I have attached the department's 1998 annual report on business closings and/or mass layoffs. The report lists all businesses which notified the department in 1998 of planned closings/mass layoffs. The report also lists the complaints filed in 1998 and in January and February 1999. It includes the name of the business, location, date the complaint was received, date of determination and the disposition of each complaint. In addition, the report updates the disposition of those cases that were still pending at the end of 1997.

Five 1997 plant closing complaints remained under investigation at the beginning of 1998. The department since has completed four of the investigations finding no violation. The fifth case (Menasha Corporation) remains under investigation and will be completed in the next two months. At the beginning of 1998, four cases had been referred to the Department of Justice for potential litigation. The Department of Justice determined litigation in two of those cases would be futile given the financial status of the employer. In a third case, the Department of Justice has filed a claim with the bankruptcy court for increased wages for affected employees. The Department of Justice currently is working with the bankruptcy court to resolve that claim. The final case is scheduled for trial in July.

In 1998 the department received 17 complaints alleging violations of the notification law. Thus far in 1999, an additional two complaints have been received. Eight of the completed complaint investigations of 1998 cases concluded no violation occurred. Two completed investigations documented violations and actions are currently pending to collect the increased wages found due in those cases. The other seven complaints remain under investigation at this time.

If you have any questions regarding the information in this report, please contact the Equal Rights Division Administrator Sheehan Donoghue at 266-0946.

Sincerely,  
*LINDA STEWART, PH.D.*  
Secretary

Referred to committee on **Labor and Employment**.

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## AGENCY REPORTS

State of Wisconsin  
Department of Public Instruction  
Madison

February, 1999

To the Honorable, the Legislature:

The department is submitting the 1998 Annual Report on the Status of Bilingual-bicultural Education programs, as required under s.115.96, Wisconsin Statutes. And abbreviated report was submitted to each chief clerk on December 31, 1998; a more complete report was promised at that time.

If you have any questions on any aspect of this report, please contact Barbara A. Bitters, director, equity mission team at e-mail <[bitteba@mail.state.wi.us](mailto:bitteba@mail.state.wi.us)>, or, 266-9609. She will be happy to discuss the report with you.

Sincerely,  
*JUANITA S. PAWLISCH, PH.D.*  
ADMINISTRATOR  
Division for Learning Support: Equity and Advocacy