



# STATE OF WISCONSIN Assembly Journal

## Ninety-Fourth Regular Session

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TUESDAY, April 27, 1999

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

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### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 92** offered by committee on **Rural Affairs and Forestry**.

Assembly amendment 1 to **Assembly Bill 104** offered by committee on **Rural Affairs and Forestry**.

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

Assembly amendment 1 to **Assembly Bill 201** offered by Representative Staskunas.

Assembly amendment 1 to **Assembly Bill 250** offered by committee on **Corrections and the Courts**.

Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 250** offered by committee on **Corrections and the Courts**.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 98-119**

Relating to the procedure and practice for fair hearings regarding the food stamp and medicaid programs.

Submitted by Division of Hearings and Appeals.

Report received from Agency, April 22, 1999.

To committee on **Children and Families**.

Referred on April 27, 1999.

#### **Assembly Clearinghouse Rule 99-010**

Relating to flammable and combustible liquids.

Submitted by Department of Commerce.

Report received from Agency, April 13, 1999.

To committee on **Natural Resources**.

Referred on April 27, 1999.

#### **Assembly Clearinghouse Rule 99-017**

Relating to inventory reporting for petroleum marketing facilities.

Submitted by Department of Military Affairs.

Report received from Agency, April 21, 1999.

To committee on **Environment**.

Referred on April 27, 1999.

#### **Assembly Clearinghouse Rule 99-049**

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

Submitted by Department of Transportation.

Report received from Agency, April 22, 1999.

To committee on **Transportation**.

Referred on April 27, 1999.

#### **Assembly Clearinghouse Rule 99-034**

Relating to annual billings for the examination of domestic insurers.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, April 16, 1999.

To committee on **Insurance**.

Referred on April 27, 1999.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 48**

Relating to: urging the Wisconsin congressional delegation to work to enact legislation that would remove social security numbers from hunting and fishing license applications.

By Representatives Balow, Suder, Schneider, Sinicki, Gundrum, Hahn, Underheim, Hasenohrl, Gronemus, Miller, Kreuser, Huber, Musser, F. Lasee, Grothman, Sykora, Plale, Albers, Pocan, Seratti, Ziegelbauer, Schooff, Klusman and Colon; cosponsored by Senators Erpenbach, Schultz, Lazich, Zien, Rude, Baumgart and Decker.

To committee on **Rules**.

#### **Assembly Joint Resolution 49**

Relating to: requesting Congress to clearly authorize the production of industrial hemp.

By Representatives Hahn, Boyle, Ott, Skindrud, Spillner, Gronemus, Freese, Black, Pocan, Olsen, Musser, Miller, Berceau, Ainsworth, Owens, Young, Sherman and Turner; cosponsored by Senators Schultz, Rude and Clausing.

To committee on **Agriculture**.

**Assembly Bill 308**

Relating to: prohibiting smoking in the state capitol building and on the state capitol grounds and providing a penalty.

By Representatives Owens, Suder, Bock, Handrick, Johnsrud, Kelso, Ladwig, Miller, Richards, Spillner, Urban, Vrakas, Walker, Wasserman and Young; cosponsored by Senators Risser, Clausing, Cowles, Darling and Lazich.

To committee on **Public Health**.

**Assembly Bill 309**

Relating to: excluding from coverage under the federal Social Security Act services performed by part-time, seasonal and temporary state employes, establishing an alternative plan with comparable benefits to social security for these part-time, seasonal and temporary state employes and granting rule-making authority.

By Representatives Plale, Jensen, Brandemuehl, Coggs, Gard, Goetsch, Grothman, Gunderson, Hahn, Jeskewitz, Kreuser, Lassa, F. Lasee, Leibham, Meyer, Musser, Nass, Olsen, Powers, Plouff, Riley, Seratti, Staskunas, Stone, Sykora, Vrakas, Walker and Ziegelbauer; cosponsored by Senators Shibilski, Rude, Baumgart, Breske, Farrow, Fitzgerald, George, Huelsman, Roessler, Rosenzweig, Schultz and Welch.

To joint survey committee on **Retirement Systems**.

**Assembly Bill 310**

Relating to: the amount of a forfeiture that may be imposed on a person under 18 years of age who possesses cigarettes or tobacco products, and providing a penalty.

By Representatives Pettis, Seratti, Kreibich, Gundrum, Brandemuehl, Owens, Klusman, Musser, Kelso, Freese and La Fave; cosponsored by Senators Darling and Breske.

To committee on **State Affairs**.

**Assembly Bill 311**

Relating to: strobe lights on motor trucks traveling slowly on certain highways.

By Representatives Ainsworth, Hasenohrl, Hundertmark, Hutchison, Kelso, Petrowski and Sykora.

To committee on **Highway Safety**.

**Assembly Bill 312**

Relating to: the requirement that an unemancipated minor obtain parental or other consent or a judicial waiver of that consent requirement before she have an abortion.

By Representatives Kedzie, Plale, Kestell, Pettis, M. Lehman, Handrick, Porter, Hahn, Ward, Huebsch, Meyerhofer, Johnsrud, F. Lasee, Ainsworth, Kreibich, Owens, Hoven, Goetsch, Walker, Ladwig, Grothman, Albers, Duff, Sykora, Gard, Freese, Vrakas, Gunderson, Petrowski, Montgomery, Ziegelbauer, Staskunas, Urban, Ryba, Seratti, Ott, Rhoades, Leibham, Wieckert, Powers, Suder, Nass, Jeskewitz, Hundertmark and Gundrum; cosponsored by Senators Welch, Schultz, Fitzgerald, Breske, Zien, Roessler, Farrow and Drzewiecki.

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

**Assembly Bill 313**

Relating to: the distance between vehicles.

By Representatives Gard, Brandemuehl, Ainsworth, La Fave, Musser, Kelso, Seratti and Kreibich; cosponsored by Senators Drzewiecki, Breske, Panzer and Zien.

To committee on **Highway Safety**.

**Assembly Bill 314**

Relating to: implied warranties concerning disease status of animals and granting rule-making authority.

By Representatives Ott, Ainsworth, Brandemuehl, Gronemus, Hahn, Johnsrud, Kreibich, Musser, Olsen, Petrowski, Rhoades, Sykora and Vrakas; cosponsored by Senators Clausing and Schultz, by request of Department of Agriculture, Trade and Consumer Protection.

To committee on **Agriculture**.

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**COMMITTEE REPORTS**

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

**Assembly Bill 237**

Relating to: educational requirements for massage therapists and bodyworkers and providing an exemption from emergency rule procedures.

Assembly substitute amendment 1 adoption:

Ayes: 12 – Representatives Underheim, Handrick, Walker, F. Lasee, Johnsrud, Olsen, Hundertmark, Wasserman, Krusick, La Fave, Miller and Schooff.

Noes: 2 – Representatives Urban and Meyer.

Passage as amended:

Ayes: 10 – Representatives Underheim, Handrick, Johnsrud, Olsen, Hundertmark, Krusick, La Fave, Meyer, Miller and Schooff.

Noes: 4 – Representatives Urban, Walker, F. Lasee and Wasserman.

To committee on **Rules**.

*GREGG UNDERHEIM*  
Chairperson  
Committee on Health

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The committee on **Highway Safety** reports and recommends:

**Assembly Bill 119**

Relating to: prohibiting requirements that law enforcement officers meet citation quotas in the enforcement of state and local traffic laws.

Passage:

Ayes: 6 – Representatives Stone, Townsend, Brandemuehl, Hasenohrl, Ryba and Young.

Noes: 1 – Representative Urban.

To committee on **Rules**.

*JEFF STONE*  
Chairperson  
Committee on Highway Safety

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The committee on **Tourism and Recreation** reports and recommends:

**Assembly Bill 47**

Relating to: the sale of advertising space in folded highway maps, the heritage tourism program, requiring the exercise of rule-making authority and making an appropriation.

Assembly substitute amendment 1 adoption:

Ayes: 11 – Representatives Spillner, Seratti, Olsen, Pettis, Skindrud, Hutchison, Reynolds, Gronemus, Sinicki, Ryba and Steinbrink.

Noes: 0.

Passage as amended:

Ayes: 7 – Representatives Spillner, Seratti, Olsen, Pettis, Skindrud, Hutchison and Ryba.

Noes: 4 – Representatives Reynolds, Gronemus, Sinicki and Steinbrink.

To joint committee on **Finance**.

*JOAN SPILLNER*  
Chairperson  
Committee on Tourism and Recreation

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The committee on **Ways and Means** reports and recommends:

**Assembly Bill 118**

Relating to: shared revenue payments for former utility property.

Passage:

Ayes: 13 – Representatives M. Lehman, Sykora, Huebsch, F. Lasee, Ainsworth, Jeskewitz, Goetsch, Owens, Spillner, Wood, Meyerhofer, Plale and Turner.

Noes: 3 – Representatives La Fave, Morris-Tatum and Ziegelbauer.

To committee on **Rules**.

*MICHAEL LEHMAN*  
Chairperson  
Committee on Ways and Means

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**COMMUNICATIONS**

State of Wisconsin  
Elections Board  
Madison

April 22, 1999

To the Honorable, the Assembly:

I am pleased to provide you with a copy of the official canvass of the April 13, 1999, Special Election vote for Representative

to the Assembly, District 35, along with the determination of the winner by the Chairperson of the State Elections Board.

If the State Elections Board staff can provide you with any further information or assistance, please contact our office.

*KEVIN J. KENNEDY*  
Executive Director  
State Elections Board

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**STATEMENT OF CANVASS  
FOR  
REPRESENTATIVE TO THE ASSEMBLY**

**DISTRICT THIRTY-FIVE**

**SPECIAL ELECTION – APRIL 13, 1999**

I, Don M. Millis, Chairperson of the State Elections Board, certify that the attached tabular statement, as compiled from the certified returns made to the State Elections Board by the county clerks of the several counties comprising the Thirty-fifth Assembly District, contains a correct abstract of the total number of votes given for the election of candidates for Representative to the Assembly, District 35, at a Special Election held in the several towns, wards, villages and election district in said counties on the Thirteenth day of April, 1999.

I DO, THEREFORE, DETERMINE AND CERTIFY that the following candidate, having received the greatest number of votes, is duly elected Representative to the Assembly:

<u>District</u>	<u>Elected</u>
<b>Thirty-five</b>	<b>Sarah Waukau</b>

Done in the City of Madison, this  
20th day of April, 1999.

*DON M. MILLIS*  
Chairperson  
State Elections Board

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**CERTIFICATE OF ELECTION**

I, Kevin J. Kennedy, Executive Director of the State Elections Board of the State of Wisconsin, certify that

***Sarah Waukau***

was elected to the office of

**REPRESENTATIVE TO THE ASSEMBLY**

from the Thirty-fifth Assembly District of the State of Wisconsin, for the unexpired term of two years, commencing on January 4, 1999, and ending on January 1, 2001, to fill the vacancy created by the resignation of Thomas D. Ourada, as

shown on the official canvass of the votes cast at the Special Election held on April 13, 1999.

Done in the City of Madison, this  
22nd day of April 1999.

Sincerely,  
*KEVIN J. KENNEDY*  
Executive Director  
State Elections Board

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**OATH OF OFFICE**

On Thursday, April 22, 1999, Senate President Fred Risser administered the oath of office to Sarah Waukau of the Thirty-fifth Assembly District in a ceremony held in the city of Madison.