



STATE OF WISCONSIN Assembly Journal

Ninety-Fourth Regular Session

MONDAY, March 20, 2000

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 358** offered by committee on **Judiciary and Personal Privacy**.

Assembly substitute amendment 1 to **Assembly Bill 659** offered by committee on **Transportation**.

Assembly amendment 1 to **Assembly Bill 671** offered by committee on **Judiciary and Personal Privacy**.

Assembly amendment 2 to **Assembly Bill 671** offered by committee on **Judiciary and Personal Privacy**.

Assembly amendment 1 to **Assembly Bill 764** offered by Representative Olsen.

Assembly substitute amendment 1 to **Assembly Bill 777** offered by committee on **Judiciary and Personal Privacy**.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 777** offered by committee on **Judiciary and Personal Privacy**.

Assembly amendment 1 to **Assembly Bill 827** offered by committee on **Transportation**.

Assembly amendment 1 to **Assembly Bill 829** offered by committee on **Education**.

Assembly substitute amendment 1 to **Assembly Bill 838** offered by Representative Hoven.

Assembly substitute amendment 1 to **Senate Bill 354** offered by Representatives Goetsch and Young.

Assembly amendment 1 to Assembly substitute amendment 1 to **Senate Bill 354** offered by Representative Walker.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 118

Relating to: the life and public service of John R. Devitt.
By Representative Jensen; cosponsored by Senator Risser.
To committee on **Rules**.

Assembly Joint Resolution 119

Relating to: the partial veto power of the governor (first consideration).
By Representative Black.
To committee on **Ways and Means**.

Assembly Bill 889

Relating to: nonresident trapping licenses.
By Representatives Powers and Hutchison; cosponsored by Senator Schultz, by request of La Verne Gordee.
To committee on **Assembly Organization**.

Assembly Bill 890

Relating to: distribution of national forest income payments from the federal government and making an appropriation.
By Representative Seratti.
To committee on **Assembly Organization**.

Assembly Bill 891

Relating to: distribution of national forest income payments from the federal government and making appropriations.
By Representative Seratti.
To committee on **Assembly Organization**.

Assembly Bill 892

Relating to: creating a local professional football stadium district; giving a local professional football stadium district the authority to issue bonds; making a state moral obligation pledge with respect to bonds issued by a local professional football stadium district; giving a local professional football stadium district the authority to impose a sales tax and a use tax; state aid for transportation facilities associated with a professional football team's home stadium; and making appropriations.
By Representatives Gard and Ziegelbauer.
To special committee on **The Renovation of Lambeau Field**.

Assembly Bill 893

Relating to: the date of the presidential preference primary, authorizing the state elections board to change the date of the presidential preference primary, providing an exemption from emergency rule procedures and granting rule-making authority.

By Representative Walker.

To committee on **Campaigns and Elections**.

Assembly Bill 894

Relating to: applying for the lottery and gaming property tax credit and making an appropriation.

By Representative M. Lehman; cosponsored by Senator Decker.

To committee on **Ways and Means**.

Assembly Bill 895

Relating to: appeals of substantiated child abuse or neglect findings; public disclosure of certain child abuse and neglect information when there is a child fatality or near fatality; access to child abuse and neglect information by a citizen review panel established or designated by the department of health and family services or a county department of human services or social services; the disclosure of records relating to a substitute care parent; the placement of a child for adoption outside of the county where the child is located; the allocation of funding for tribal adolescent services and the brighter futures initiative; reporting an individual's positive HIV test to the state epidemiologist; family care eligibility and referral; use of community options program and community integration program funds in a community-based residential facility; medical assistance alcohol and other drug abuse services in a facility; use of seclusion or restraints in state-operated mental health institutes; collection of health care information; the effective date for appropriations for relief block grants to tribes; and making appropriations.

By Representative Underheim, by request of Department of Health and Family Services.

To committee on **Health**.

Assembly Bill 896

Relating to: the maintenance and development of habitat areas, all-terrain vehicle gas tax payments, river protection grant amounts, rules for river grant eligibility, rules for lake management project grants and making appropriations.

By Representatives Johnsrud, Huber, Vrakas and Hasenohrl; cosponsored by Senators Shibilski, Cowles and Clausing.

To committee on **Natural Resources**.

Assembly Bill 897

Relating to: delaying the recomputation of the motor vehicle fuel tax rate.

By Representatives M. Lehman, Goetsch, F. Lasee, Kreuser, Urban, Hahn, Steinbrink, Ward, Black, Nass, Kelso, Jeskewitz, Owens and Ainsworth; cosponsored by Senators Lazich and A. Lasee.

To committee on **Ways and Means**.

Assembly Bill 898

Relating to: the sale of cigarettes that are not intended for sale in the United States and providing a penalty.

By Representative M. Lehman; cosponsored by Senator Robson.

To committee on **Ways and Means**.

Assembly Bill 899

Relating to: unauthorized release of animals, racketeering activity and providing a penalty.

By Representatives Kestell, Suder, Ott, Leibham, Musser, Porter, Albers, Urban, Stone, Goetsch, Vrakas, Hahn, Sykora and Johnsrud; cosponsored by Senators Baumgart, Roessler, Huelsman, Schultz and A. Lasee.

To committee on **Criminal Justice**.

Assembly Bill 900

Relating to: increasing funding for retired senior volunteer programs and making an appropriation.

By Representatives Lassa, Hasenohrl, Musser, Wood, Gronemus, Black, Staskunas, Kreibich, Montgomery, Poca, Waukau, Ott, Young, Wieckert and Berceau; cosponsored by Senators Shibilski, Roessler, Risser, Erpenbach, Moen, Plache and Robson.

To joint committee on **Finance**.

Assembly Bill 901

Relating to: a sales tax and use tax exemption for devices used to assist the visually impaired.

By Representatives Hasenohrl, Musser, Gunderson, Sinicki, Ryba, Ziegelbauer, Riley, Kreuser, Gronemus and Sykora; cosponsored by Senators Shibilski, Grobschmidt and Burke.

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

Assembly Bill 902

Relating to: increasing the family income that an individual may have to be eligible for the medical leave premium subsidy program; changing the term "informal conference" to "case conference" for resolution of appeals of alleged violations by certain facilities; additional medical assistance payments to a hospital that qualifies as a disproportionate share hospital; the amounts of revenues in excess of allowable costs that may be retained by nonprofit providers of rate-based services under contracts with the department of health and family services or with certain county departments; requiring the presence of a manager or his or her agent at certain times in specifically classified community-based residential facilities; funding for fiscal year 1993-94 for pilot alcohol and other drug abuse treatment program for hearing-impaired individuals; funding for social services and mental hygiene services for American Indians; the provision of financial information by a parent of a child who is placed in substitute care; the licensing of foster homes; the conditions that must be met for a person to receive kinship care or long-term kinship care payments; and granting rule-making authority (suggested as remedial legislation by the department of health and family services).

By Law Revision Committee.

To committee on **Public Health**.

COMMITTEE REPORTS

The committee on **Criminal Justice** reports and recommends:

Assembly Bill 808

Relating to: prohibiting the sale or purchase of a body part of a human being.

Passage:

Ayes: 10 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon and Wood.

Noes: 4 – Representatives Berceau, Huber, Richards and Young.

To **calendar**.

ROBERT GOETSCH
Chairperson
Committee on Criminal Justice

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

Assembly Bill 764

Relating to: requiring driver education courses to include instruction pertaining to organ and tissue donation.

Passage:

Ayes: 15 – Representatives Olsen, Nass, Brandemuehl, Hahn, Spillner, Kestell, Hundertmark, Rhoades, J. Lehman, La Fave, Pohan, Reynolds, Schooff, Sherman and Ziegelbauer.

Noes: 0.

To **calendar**.

LUTHER OLSEN
Chairperson
Committee on Education

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

Assembly Bill 859

Relating to: wetlands mitigation and granting rule-making authority.

Passage:

Ayes: 9 – Representatives Kedzie, Johnsrud, Vrakas, Powers, Hutchison, Black, Bock, Meyer and Sinicki.

Noes: 0.

To committee on **Rules**.

NEAL KEDZIE
Chairperson
Committee on Environment

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

Assembly Bill 746

Relating to: eliminating emergency detention under the fifth standard of dangerousness, eliminating termination of involuntary civil commitments under the fifth standard of

dangerousness, permitting only petitions approved by the attorney general to be filed for involuntary civil commitment under the fifth standard of dangerousness and providing access by the counsel for the interests of the public to court records and treatment records of persons receiving services for mental illness, developmental disabilities, alcoholism or drug dependence.

Assembly amendment 1 adoption:

Ayes: 17 – Representatives Underheim, Urban, Handrick, Walker, F. Lasee, Johnsrud, Olsen, Wieckert, Hundertmark, Owens, Wasserman, Krusick, La Fave, Meyer, Miller, Schooff and Waukau.

Noes: 1 – Representative Carpenter.

Passage as amended:

Ayes: 17 – Representatives Underheim, Urban, Handrick, Walker, F. Lasee, Johnsrud, Olsen, Wieckert, Hundertmark, Owens, Wasserman, Krusick, La Fave, Meyer, Miller, Schooff and Waukau.

Noes: 1 – Representative Carpenter.

To committee on **Rules**.

GREGG UNDERHEIM
Chairperson
Committee on Health

The committee on **Labor and Employment** reports and recommends:

Assembly Bill 779

Relating to: eligibility requirements for private security permits.

Assembly amendment 1 adoption:

Ayes: 10 – Representatives Vrakas, Montgomery, Nass, Grothman, Hundertmark, Goetsch, Turner, Meyerhofer, Pohan and Schooff.

Noes: 0.

Passage as amended:

Ayes: 9 – Representatives Vrakas, Montgomery, Grothman, Hundertmark, Goetsch, Turner, Meyerhofer, Pohan and Schooff.

Noes: 1 – Representative Nass.

To **calendar**.

DANIEL VRAKAS
Chairperson
Committee on Labor and Employment

The committee on **Veterans and Military Affairs** reports and recommends:

Assembly Bill 858

Relating to: the governor's power to activate the national guard.

Passage:

Ayes: 8 – Representatives Musser, Hundertmark, Pettis, Sykora, Petrowski, Ryba, Boyle and Kreuser.

Noes: 1 – Representative Plouff.

To committee on **Rules**.

TERRY MUSSER
Chairperson
Committee on Veterans and Military
Affairs

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 10
Senate Bill 157
Senate Bill 396
Senate Bill 432

ACTION ON THE SENATE MESSAGE

Senate Bill 10

Relating to: representations concerning cheese and providing a penalty.

By Senators Clausung, A. Lasee, Moen, Schultz, Baumgart, Fitzgerald, Erpenbach, Drzewiecki, Cowles, Grobschmidt, Breske and Panzer; cosponsored by Representatives Ott, Plouff, Hahn, Gronemus, Sykora, Boyle, Johnsrud, Bock, Skindrud, Brandemuehl, La Fave, Freese, Hebl, Powers, Spillner, Colon, Seratti, Pocan, Gunderson, Black, Musser, Goetsch, Ryba and Kelso.

To committee on **Agriculture**.

Senate Bill 157

Relating to: the placement in the statutes of certain definitions concerning natural resources and public lands administration (suggested as remedial legislation by the board of commissioners of public lands).

By Law Revision Committee.

To committee on **Natural Resources**.

Senate Bill 396

Relating to: venue for a delinquency proceeding involving an American Indian juvenile who is alleged to have committed a delinquent act while under the supervision of the department of corrections under an order of a tribal court and an agreement between the department of corrections and the governing body of an American Indian tribe or band.

By Senator Breske; cosponsored by Representative Seratti.

To committee on **Criminal Justice**.

Senate Bill 432

Relating to: creating a grant program to improve local roads for job preservation, granting bonding authority and making appropriations.

By Senators Robson, Erpenbach and Wirsch; cosponsored by Representatives Kedzie, Wood, Powers, Gard, Nass and Schooff.

To **calendar**.

SPEAKER'S COMMUNICATIONS

March 20, 2000

Charles Sanders
Assembly Chief Clerk
1 East Main Street, Suite 402
P.O. Box 8952
Madison, Wisconsin 53708

Dear Mr. Sanders:

On March 20, 2000, **Assembly Bill 889** relating to nonresident trapping licenses was referred to the Assembly Committee on Organization. Pursuant to Assembly Rule [42 \(3\)\(c\)](#), I hereby withdraw **Assembly Bill 889** from the Assembly Committee on Organization and re-refer that bill to the Assembly Committee on Natural Resources.

On March 20, 2000, **Assembly Bill 890** relating to distribution of national forest income payments from the federal government and making an appropriation was referred to the Assembly Committee on Organization. Pursuant to Assembly Rule [42 \(3\)\(c\)](#), I hereby withdraw **Assembly Bill 890** from the Assembly Committee on Organization and re-refer that bill to the Assembly Committee on Rules.

On March 20, 2000, **Assembly Bill 891** relating to distribution of national forest income payments from the federal government and making appropriations was referred to the Assembly Committee on Organization. Pursuant to Assembly Rule [42 \(3\)\(c\)](#), I hereby withdraw **Assembly Bill 891** from the Assembly Committee on Organization and re-refer that bill to the Assembly Committee on Rules.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

SPEAKER'S APPOINTMENTS

February 15, 2000

Alderman Tim Bruer
2626 Waunona Way
Madison, WI 53713

Dear Alderman:

As Assembly Speaker, it is my pleasure to appoint you to the Council on Utility Public Benefits. Thank you in advance for your service.

If you have any questions, please contact Adam Peer in my office. Thank you once again for your willingness to serve.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

February 16, 2000

Mr. John Torinus
3801 Decora Road
West Bend, WI 53095

Dear Mr. Torinus:

As Assembly Speaker, it is my pleasure to appoint you to the Governor's Work-Based Learning Board as my business and industry representative. The board will develop strategies to help create expanded career opportunities for all Wisconsin students. Thank you in advance for your service.

If you have any questions, please contact Adam Peer in my office. Thank you once again for your work on behalf of the people of Wisconsin and the State Assembly.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

February 21, 2000

Ms. Lou Zellner
Executive Vice-President
MGIC
250 East Kilbourn Avenue
Milwaukee, WI. 53202

Dear Ms. Zellner:

As Assembly Speaker, it is my pleasure to appoint you to the Restructuring Public Broadcasting and Funding Digital Television Transition Committee. The committee will recommend legislation for restructuring public broadcasting and funding digital television for public broadcasting to the Governor and the Legislature. Thank you in advance for your service.

If you have any questions, please contact Adam Peer in my office. Thank you again for your service to the people of Wisconsin and the State Assembly.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

March 20, 2000

The Honorable Stephen Freese
Wisconsin State Assembly
The Capitol, Room 215 West
Madison, WI 53703

Dear Representative Freese:

As Assembly Speaker, it is my privilege to appoint you to the Mississippi River Parkway Commission. The

commission assists in coordination the development and preservation of the Great River Road in Wisconsin and its embellishments. Thank you in advance for your service.

If you have any questions, please contact Adam Peer in my office. Thank you again for your service to the people of Wisconsin and the State Assembly.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Administration
Madison

March 15, 2000

To the Honorable, the Legislature:

Chapter 34, Laws of 1979, requires that when the Department of Administration maintains an office in Washington, D.C., for the purpose of promoting federal/state cooperation, it should submit a report detailing the activities of the office and reporting the status of federal legislation of concern to the Legislature and other state agencies (Wis. Stats. 16.548(2)).

The report for the period October, 1999, through December, 1999, is attached.

Sincerely,
GEORGE LIGHTBOURN
Secretary

Referred to committee on **State Affairs**.

REFERENCE BUREAU CORRECTIONS

Assembly Amendment 3 to **Assembly Bill 583**

In enrolling, the following correction was made:

1. Page 1, line 3: delete "received." and substitute "received.".