

STATE OF WISCONSIN  
**Assembly Journal**

**Ninetieth Regular Session**

WEDNESDAY, July 22, 1992

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

ADMINISTRATIVE RULES

Read and referred:

**Assembly Clearinghouse Rule 91-196**

Relating to the state historic rehabilitation tax credits program.

Submitted by State Historical Society.

To committee on Ways and Means.

Referred on July 21, 1992.

**Assembly Clearinghouse Rule 92-59**

Relating to reestablishment of forfeited service, eligibility for separation benefits, participation in the public employers group life insurance program, disclosure of beneficiary designations, definition of rehired annuitant, guardian, and clerical error, and conditions under which a guardian may file benefit applications and other documents.

Submitted by Department of Employee Trust Funds.

To committee on Government Operations and Corrections.

Referred on July 21, 1992.

**Assembly Clearinghouse Rule 92-64**

Relating to the calculation of indigency.

Submitted by State Public Defender.

To committee on Judiciary.

Referred on July 21, 1992.

**Assembly Clearinghouse Rule 92-65**

Relating to certification of private attorneys.

Submitted by State Public Defender.

To committee on Judiciary.

Referred on July 21, 1992.

SPEAKER'S APPOINTMENTS

July 1, 1992

Tom Melvin  
Assembly Chief Clerk  
1 East Main, Suite 402,  
Madison, WI 53703

Dear Tom:

Wisconsin Act 250, section 9136 calls for the creation of a Task Force on Health Care Cost Containment.

I am writing to inform you of the membership of the Task Force: the Secretary of Health and Human

Services, Secretary Whitburn; the designee for the Commissioner of Insurance, Mr. John Torgerson; the Assembly Majority Leader, Rep. Dave Travis; the designee for the Assembly Minority Leader, Rep. Peggy Rosenzweig; the designee for the President of the Senate, Sen. Rod Moen; the designee for the Senate Majority Leader, Sen. Jerry Van Sistine; the designee for the Senate Minority Leader, Sen. Brian Rude and the Speaker of the Assembly Walter Kunicki.

The Task Force will report to the Governor on the following items: establishing health care practice protocols; creating additional incentives for the use of nonphysician health care providers; controlling health care costs, including state regulation of provider charges and global health care budgeting; the feasibility of authorizing the operation of a public employe health buying consortium in this state; insurance pooling, regionalism and market domination; desirability of reinsurance, or coverage for catastrophic losses, as well as alternative methods of providing this coverage; the possibility and the policy ramifications, of one or two health plans or providers dominating a single market.

Sincerely,  
WALTER KUNICKI  
Assembly Speaker

COMMUNICATIONS

July 3, 1992

Mr. Tom Melvin  
Assembly Chief Clerk  
One East Main, Suite 402  
Madison, WI 53702

Dear Tom:

Enclosed is a copy of the General Report of the Legislative Council to the Legislature - 1991, prepared and submitted pursuant to s. 13.81 (3), Stats. I would appreciate it if you would note in the next Journal of the Assembly that this report has been delivered to your office.

Thank you.

Sincerely,  
DAVID J. STUTE  
Director  
Legislative Council

JOURNAL OF THE ASSEMBLY [July 22, 1992]

State of Wisconsin  
Legislative Audit Bureau  
Madison

June 15, 1992

To the Honorable, the Legislature:

We have completed our review of the Wisconsin Vietnam Veterans Memorial Project, Inc. (WVVM). WVVM is a private, non-profit corporation responsible for the development and management of The Highground, a veterans memorial site located in Clark County. The audit was requested to address concerns raised about the financial condition and management of the organization.

We found that the organization's current financial condition is poor. As of December 31, 1991, WVVM had a total deficit of approximately \$190,000. The majority of this amount, \$141,329, reflects WVVM's operational deficit, including payments due to vendors, loans, and unpaid wages. The remainder, \$47,536, reflects the amount of restricted and other funds intended for other than operating purposes which WVVM has applied to operating costs. This deficit exists despite the Legislature's appropriation of \$300,000 which WVVM has spent for memorial construction.

We also identified some questionable management practices, including a lack of awareness of regulations which apply to WVVM's operations. Additionally, while our limited review did not find evidence of fraudulent activity, we did find a lack of control over operations which could present an opportunity for impropriety.

Based on our review, despite the optimism and dedication of WVVM's Board of Directors and staff, we consider it unlikely that the organization will be able to continue its operations and complete planned construction at The Highground without additional, and perhaps substantial, state assistance. Because of our concerns, we have included recommendations to the Department of Veterans Affairs, and the Joint Committee of Finance, regarding the disbursement of an additional \$340,000 which the Legislature has already appropriated to WVVM.

Respectfully submitted,  
DALE CATTANACH  
State Auditor

State of Wisconsin  
Department of Health and Social Services  
Madison

June 19, 1992

To the Honorable, the Assembly:

As required by Chapter 140.05(16)(h) of the Wisconsin Statutes, we are pleased to provide the annual report on the success of the statewide immunization program. Please distribute this report to the appropriate standing

committees. If there are any follow-up questions or a need for additional information, you may wish to contact the Immunization Program directly at 266-1339.

Sincerely,  
GERALD WHITBURN  
Secretary

State of Wisconsin  
Department of State  
Madison

June 22, 1992

To the Honorable, the Assembly:

This report is submitted pursuant to Section 9151 of 1991 Wisconsin Act 269 which requires the Secretary of State to describe the status of the statewide computerized Uniform Commercial Code lien system and to specify when full implementation of the system may be expected. The following provides a background and a progress report on the development of the lien system:

In late 1991 the Office of the Secretary of State and Wang Laboratories Inc., with the help of the Attorney General's Office, renegotiated their original 1989 contract. This amended contract became necessary when the software provided by a Wang subcontractor did not meet our specifications in terms of functionality and performance. We chose to reject this software in July of 1991.

The amended contract requires Wang to provide customized software and an upgraded computer at no additional cost to us. In addition, Wang has agreed to pay liquidated damages of \$350,000 should the contract provisions not be met within 18 months of acceptance of a software design.

In February of 1992, the new, larger capacity equipment was delivered, installed, and is now operational.

On March 13, 1992, after months of cooperative effort by Wisconsin Registers of Deeds, the Office of the Secretary of State, Wang Corporation and their new subcontractor, I. Levy & Associates Inc., a "Design Document" for the customized software was completed and the Office of the Secretary of State formally accepted it.

Work is now progressing on the development of conversion software and on the coding for the new system software. At my request, Wang Laboratories Inc. and I. Levy & Associates Inc. have submitted the attached progress report for your information.

Please let me know if you have any questions or need additional information.

Sincerely,  
DOUGLAS La FOLLETTE  
Secretary of State

JOURNAL OF THE ASSEMBLY [July 22, 1992]

State of Wisconsin  
Department of Health and Social Services  
Madison

June 29, 1992

To the Honorable, the Assembly:

Section 49.52(2)(b) of the statutes requires the Department to report to the Chief Clerk of each house of the Legislature by June 30 of each year on the funds recovered and paid out during the previous calendar year resulting from audit adjustments related to County Departments of Social Services and County Departments of Community Programs. During calendar year 1991, no audit payments or collections were made.

Sincerely,  
GERALD WHITBURN  
Secretary

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State of Wisconsin  
Wisconsin Board of Vocational,  
Technical and Adult Education  
Madison

June 29, 1992

To the Honorable, the Legislature:

In accordance with section 13.172 (3) of 1991 Wisconsin Act 39, I am pleased to submit on behalf of the Wisconsin Board of Vocational, Technical and Adult Education part two, Evaluation, of the Alcohol and Other Drug Abuse Prevention and Intervention program under section 38.35 of the Wisconsin statutes. Part I which was mailed to you on May 26, 1992 contained a complete report on the program, the administrative process, financial audit process, and 1991 and 1992 project plans and status. Additional copies of Part I are available, please call (608) 276-9540.

Sincerely,  
DWIGHT A. YORK  
State Director

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State of Wisconsin  
Department of Public Instruction  
Madison

June 30, 1992

To the Honorable, the Legislature:

Wisconsin Act 122 of 1989 made funds available to the Department of Public Instruction (D.P.I.) to enable and encourage public schools to develop comprehensive programs to prevent or ameliorate alcohol and other drug abuse (AODA) among minors. The Act created, or expanded, funding for seven grant programs.

The Department was required to collect and analyze information about the programs funded through the Act and to evaluate their effectiveness. The enclosed

preliminary report provides an overview of the grants administered by the department, as well as models of comprehensive school-based AODA programs and the research that supports them as effective prevention or intervention strategies. This report is being submitted as an interim report as many grant funded projects were not completed until June 30th and therefore complete and accurate information about those projects could not be provided at this time. A final report inclusive of data analysis, summary, and recommendations regarding these grants will be submitted by September 1, 1992. This preliminary report also provides a foundation for the reader upon which to critically examine the findings of the final report.

Please contact me or my staff should you have any questions.

Sincerely,  
HERBERT J. GROVER  
State Superintendent

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State of Wisconsin  
Department of Administration  
Madison

July 1, 1992

To the Honorable, the Legislature:

This report is transmitted as required by sec. 20.002(11)(f) of the Wisconsin Statutes, (for distribution to the appropriate standing committees under sec. 13.172(3) Stats.), and confirms that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment responsibilities and cover resulting negative balances during the month of June, 1992.

On June 15, 1992, the General Fund balance was \$-266 million. This shortfall continued until June 22, 1992 when the balance reached \$14 million. The shortfall was due to the regularly scheduled \$648 million School Aid disbursement on June 15th.

The General Fund shortfall was not in excess of the \$400 million ceiling and did not exceed the balances of the funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by State Finance will automatically reflect the use of these temporary reallocations of balance authority.

Sincerely,  
JAMES R. KLAUSER  
Secretary, DOA

JOURNAL OF THE ASSEMBLY [July 22, 1992]

State of Wisconsin  
Department of Health and Social Services  
Madison

July 1, 1992

To the Honorable, the Assembly:

1989 Wisconsin Act 122 (s.46.48(19)) provided funds for a pilot multi-disciplinary prevention and treatment team in Milwaukee County for cocaine abusing women and their children. The Milwaukee Women's Center, Inc. POWER project was funded.

Act 122 also directed the Department of Health and Social Services to evaluate the pilot project being funded, and submit a report to the Governor and the Legislature by July 1, 1992. The attached report fulfills that directive.

Sincerely,  
GERALD WHITBURN  
Secretary

State of Wisconsin  
Department of Natural Resources  
Bureau of Solid & Hazardous Waste Management  
Madison

July 1, 1992

To the Honorable, the Assembly:

As required by s. 144.737, Stats., we are providing you with the approved version of the Report entitled: "Hazardous Waste Capacity Assurance Plan Update - State of Wisconsin, February 1992" for distribution under s. 13.172(2). The Plan was approved by EPA - Region V on April 14, 1992.

If you have any questions regarding this letter, please contact Mark Gordon of my staff at 266-7278.

Sincerely,  
PAUL P. DIDIER, P.E.  
Director

State of Wisconsin  
Department of Transportation  
Madison

July 6, 1992

To the Honorable, the Legislature:

The report specified under s. 343.025, Stats., is enclosed.

This report for 1991 shows the number of persons age 65 and older who were given the explanatory materials for PartnerCare. Everyone age 65 and older applying for an original driver license or identification card at our Division of Motor Vehicles customer service centers received an explanatory leaflet. The leaflet was developed in cooperation with the Wisconsin State

Medical Society and the Coalition of Wisconsin Aging Groups. A copy of the leaflet is enclosed.

The number of people receiving the leaflet will increase dramatically in 1992 as we have begun inserting it in the envelopes with driver license renewals. Due to the extraordinary amount of data processing time devoted to implementing the commercial drivers license, we were unable to do the programming necessary to begin inserting it with renewals in 1991.

Sincerely,  
CHARLES H. THOMPSON  
Secretary, DOT

State of Wisconsin  
Claims Board  
Madison

July 8, 1992

To the Honorable, the Legislature:

Enclosed is the report of the State Claims Board covering the claims heard on June 23, 1992.

The amounts recommended for payment under \$2,000 on claims included in this report have, under the provisions of s. 16.007, Stats., been paid directly by the Board.

The Board is preparing the bill(s) on the recommended award(s) over \$2,000, if any, and will submit such to the Joint Finance Committee for legislative introduction.

This report is for the information of the Legislature. The Board would appreciate your acceptance and spreading of it upon the Journal to inform the members of the Legislature.

Sincerely,  
EDWARD D. MAIN  
Secretary

DATE: July 6, 1992  
TO: Assembly Chief Clerk  
FROM: Katherine C. Lyall  
President, UW-System  
SUBJECT: Report Required Pursuant to  
s. 227.485(9), Wisconsin Statutes

Following is our annual report under the above referenced statute. For the fiscal year ending June 30, 1992, the University of Wisconsin System had one claim paid awarding attorneys fees in the amount of \$15,048.80. The State Personnel Commission ordered the payment of the fees on May 15, 1992 in Arneson v. UW-Madison (Case No. 90-0184-PC), a disciplinary action. The fees were paid to the opposing counsel, Borns, Macauley and Jacobson, following approval of said fees by the Attorney General's office.

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State of Wisconsin  
Office of Justice Assistance  
Madison

July 7, 1992

To the Honorable, the Assembly:

I am pleased to notify you of the immediate availability of an annual report published by the Office of Justice Assistance: **Crime and Arrests in Wisconsin - 1991**. This report presents various data on reported crimes and

arrested persons, both Statewide and for individual reporting jurisdictions. A summary sheet of the 1991 data is attached.

If you would like to receive a copy of this document, please contact my office at 266-3323. If you would like further information or, if I can be of assistance, please do not hesitate to call me directly at 266-7488.

Sincerely,  
JEROME D. LACKE  
Executive Director  
Office of Justice Assistance