



# STATE OF WISCONSIN Assembly Journal

## Ninety–Second Regular Session

WEDNESDAY, July 12, 1995

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

### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 59** offered by committee on Rural Affairs.

Assembly amendment 1 to **Assembly Bill 140** offered by Representative Kreibich.

Assembly substitute amendment 2 to **Assembly Bill 416** offered by committee on Health.

Assembly amendment 1 to Assembly substitute amendment 2 to **Assembly Bill 416** offered by committee on Health.

### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 95–94**

Relating to the issuance of temporary trainee permits to audiology interns.

Submitted by Department of Regulation and Licensing.  
Report received from agency on June 27, 1995.  
To committee on Health.  
Referred on July 7, 1995.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 484**

Relating to: exempting certain educational institutions and their authorized charitable foundations from annual registration for the solicitation of funds for charitable purposes.

By Representatives Duff, Kreibich, Goetsch, Albers and Owens; cosponsored by Senators Farrow, Darling and Rosenzweig.

To committee on Education.

#### **Assembly Bill 485**

Relating to: following snowplows and municipal liability for damages caused by the operation of snowplows.

By Representatives Hasenohrl, Lehman, Seratti, Ryba, Baldus, Turner and Hahn; cosponsored by Senator Shibilski.

To committee on Highways and Transportation.

#### **Assembly Bill 486**

Relating to: qualifications of the state health officer.

By Representatives Meyer, Baldus, Black, Ryba, Plache and Wilder; cosponsored by Senators Rude, Moen and Schultz.

To committee on Health.

#### **Assembly Bill 487**

Relating to: the source of a wholesaler's supply of fermented malt beverages purchased for resale.

By Representatives Musser, Huebsch, Green, Meyer, Lorge, Ryba, Owens, Gronemus, Hasenohrl, Gard, Kreibich, Linton, Olsen, Boyle, La Fave, Ziegelbauer, Duff, Underheim, Kaufert, Huber, Ott, Springer, Ourada, Kelso, Ward and Powers; cosponsored by Senators Rude, Drzewiecki, Zien, Breske, Decker, Shibilski, Cowles and Schultz.

To committee on State Affairs.

#### **Assembly Bill 488**

Relating to: public school logos, mascots and nicknames.

By Representatives Nass, Jensen, Kreibich, Grothman, Ladwig, Wood, Ward, Owens, Dobyms, Goetsch, Olsen, Gunderson, Duff, Hahn, Schneiders, Zukowski, Silbaugh, Kaufert, Walker, Kreuser, Handrick, Vrakas and Otte; cosponsored by Senators Zien and Weeden.

To committee on Education.

### EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

July 5, 1995

To the Honorable the Legislature:

The following bill(s), originating in the Senate or the Assembly, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Assembly Bill 10</b>	24	July 5, 1995

Assembly Bill 34 . . . . . 25 . . . . . July 5, 1995  
Assembly Bill 148 . . . . . 26 . . . . . July 5, 1995

Respectfully submitted,  
*TOMMY G. THOMPSON*  
Governor

**COMMUNICATIONS**

State of Wisconsin  
Office of the Secretary of State  
Madison

To Whom It May Concern:

Acts, Joint Resolutions and Resolutions deposited in this office have been numbered and published as follows:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Assembly Bill 159 . . . . .	22 . . . . .	July 14, 1995

Sincerely,  
*DOUGLAS LA FOLLETTE*  
Secretary of State

July 12, 1995

Charlie Sanders, Chief Clerk  
Wisconsin State Assembly  
1 East Main Street, Suite 402  
Madison, Wisconsin 53708

Dear Mr. Sanders:

On , 1996, **Assembly Bill 478**, relating to , was referred to the . Pursuant to the authority provided by Assembly Rule **42(3)(c)**, I hereby withdraw **Assembly Bill 478** from the Assembly Committee on **Consumer Affairs** and rerefer it to the Assembly Committee on **Health**.

Representative Skindrud, Chairman of the Assembly Committee on **Consumer Affairs** has consented to this rereferral.

Thank you for your attention to this matter.

Very truly yours,  
*DAVID PROSSER, JR.*  
Assembly Speaker

**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Department of Administration  
Madison

June 15, 1995

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 May, 1995.

On May 15, 1995 the **Wisconsin Health Education Fund** balance was -\$2 thousand. This shortfall continued through May 31, 1995. The shortfall is due to the timing of revenues.

On May 1, 1995 the **Health Insurances Risk Fund** balance was -\$4 thousand. This shortfall continued through May 31, 1995. The shortfall is due to the timing of revenues.

On May 1, 1995 the **University Trust Income Fund** balance was -\$181 thousand. This shortfall continued through May 13, 1995. The shortfall is due to the delayed transfer to the fund.

The Wisconsin Health Education Fund, Health Insurance Risk Fund, and University Trust Income Fund shortfalls were 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

Referred to **Joint Committee on Finance**.

State of Wisconsin  
Department of Administration  
Madison

June 21, 1995

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 January 1, 1995, through March 30, 1995 is attached.

Sincerely,  
*JAMES R. KLAUSER*  
Secretary

Referred to **Special Committee on State-Federal Relations**.

State of Wisconsin  
Health and Social Services  
Madison

June 29, 1995

To the Honorable, the Legislature:

The following summarizes the result of audit adjustments made during 1994 for County Social Service Departments and County Departments of Community Programs. This

annual report is mandated and issued pursuant to Wisconsin Statutes Section 49.52(2)(b) to the Chief Clerk of each house by June 30 of each year.

<b>Payments to 2 Counties</b>	<b>(\$6,627.00)</b>
<b>Recoveries From 13 Counties</b>	<b><u>101,613.00</u></b>
<b>NET RECOVERIES:</b>	<b>\$94,986.00</b>

Sincerely,  
*RICHARD LORANG*  
Acting Secretary

Referred to committee on **Children and Families.**

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State of Wisconsin  
Housing and Economic Development Authority  
Madison

June 30, 1995

To the Honorable, the Assembly:

Pursuant to Section 234.93(5) of the Wisconsin Statutes, I am providing you with a copy of the annual report due on or before November 1 on the guarantee activity within the Wisconsin Development Reserve Fund ( the "Fund").

Sincerely,  
*RICHARD J. LONGABAUGH*  
Executive Director

Referred to committee on **Small Business and Economic Development.**

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State of Wisconsin  
Department of Health and Social Services  
Madison

June 30, 1995

To the Honorable, the Assembly:

1993 Wisconsin Act 16 (s.146.57) provided funds to establish a statewide poison control system for the purpose of providing quality poison prevention and intervention services that are accessible to all Wisconsin residents. The poison control system is required to provide poison control services 24 hours a day, and must maintain telephone services capable of providing rapid, accurate, complete and accessible poison information throughout the state.

Act 16 also directed the Department of Health and Social Services to evaluate the statewide poison control system and submit a report containing its findings and recommendations to the appropriate standing committees and to the Governor by July 1, 1995. The attached report fulfills that directive.

Sincerely,  
*RICHARD W. LORANG*  
Acting Secretary

Referred to the committee on **Health.**

**AGENCY REPORTS**

State of Wisconsin  
Department of Administration  
Madison

June 14, 1995

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, 1994. This report contains the "general purpose" or combined financial statements, and the combining financial statements for each fund type. As such, it represents a summary of all State transactions during the fiscal year.

The 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. RAFFERY, CPA*  
State Controller

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State of Wisconsin  
Legislative Audit Bureau  
Madison

June 26, 1995

To the Honorable, the Assembly:

We have completed a financial audit of the Wisconsin Gaming Commission for Fiscal Year 1993-94 to meet our audit requirements under s. 13.94(1)(em), Wis. Stats. We audited two sets of Gaming Commission financial statements: one set reflects the activities of the Wisconsin Lottery; the other reflects the activities of the Racing, Indian Gaming, and Charitable Gaming programs. Our audit report contains the auditor's opinions on the two sets of financial statements and related footnotes.

Our audit report includes no major findings, conclusions, or recommendations and, in our judgment, is not likely to be of interest to most members of the legislature.

Copies of the audit report have been distributed to members of the Joint Legislative Audit Committee and those required by law to receive copies. If you are interested in receiving a copy of this report, please contact our office and request report number 95-14.

Sincerely,  
*DALE CATTANACH*  
State Auditor

State of Wisconsin  
Investment Board  
Madison

June 30, 1995

To the Honorable the Assembly:

This report from the State of Wisconsin Investment Board (SWIB) describes our plan to invest between \$1.1 and \$2.4 billion in Wisconsin over the next five years.

In 1985 Wisconsin Act 53, the Governor and Legislature encouraged SWIB to make investments in Wisconsin, consistent with the purpose of the funds which we manage. The law provides that each biennium SWIB is to submit a five-year plan for investment in the state. The plan reflects advice from the Department of Development (DOD) as to the types of investments which are likely to have the greatest impact on the state's economic development.

For the two years which ended June 30, 1994, new investments in Wisconsin totalled \$1.3 billion. This level significantly exceeded our goal of \$470 million to \$950 million for that period. Several special programs contributed to our investments in state. Under the Wisconsin Bank Program, we purchase certificates of deposit issued by qualified banks and thrifts. Our private placements program makes direct loans at market rates to creditworthy Wisconsin businesses. We are a shareholder in a number of Wisconsin companies and participated in the initial public offerings of stock of several firms during the last two years.

These investments include companies which are headquartered in Wisconsin as well as businesses which have a significant portion of their operations in this state. We will continue to foster investment in Wisconsin through cooperation with the DOD, close ties with Wisconsin financial institutions and by participation in various directories of financing resources.

We particularly appreciate the recommendations from DOD regarding future investment opportunities. Their suggestions will be helpful in achieving our goals for the next several years.

I hope you find this report informative. If you have questions about the information which is provided please feel free to contact me at 266-9451.

Sincerely,  
*PATRICIA LIPTON*  
Executive Director, SWIB

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State of Wisconsin  
Department of Public Instruction  
Madison

To the Honorable, the Legislature:

The attached report meets the mandates in s. [140.84](#), [Wis. Stats.](#) to provide a report on the implementation of the Joint

Youth Alcohol/Drug Abuse Plan. Please note that this report covers the period from July 1, 1993, to June 30, 1995. The plan calls for most activities to be completed over a minimum of two (2) years.

The Department of Public Instruction and the Department of Health and Social Services have worked cooperatively to totally or partially complete the established objectives. There is considerable joint involvement on committees of the State Council on Alcohol and Other Drug Abuse. Your suggestions or comments regarding this report are welcome.

Sincerely,  
*JOHN T. BENSON*  
State Superintendent, DPI  
*RICHARD W. LORANG*  
Acting Secretary, DHSS

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## REFERENCE BUREAU CORRECTIONS

### Assembly Bill 91

In enrolling, the following correction was made:

1. Page 1, line 3: before the period insert: "and of flashing warning lamps on authorized emergency vehicles".

### Assembly Bill 146

1. Page 7, line 15: delete "OFFENSES" and substitute "OFFENSES".

### Assembly Substitute Amendment 1 to Assembly Bill 334

1. Page 1, line 8: substitute "1." for "1".
2. Page 2, line 11: substitute "paragraph" for "subsection".
3. Page 2, line 13: delete "Section" and substitute "The treatment of section".

### Assembly Bill 406

1. Page 5, line 9: substitute "SECTION 14" for "SECTION 2".

### Assembly Bill 416

1. Page 1, line 1: after "635.07" insert ", 635.17".
2. Page 1, line 4: delete "to repeal and recreate 635.17;".

### Assembly Bill 464

1. Page 1, line 3: substitute "professionals" for "preffessionals".

### Senate Bill 125

1. Page 1, line 1: substitute "(4) (b)" for "(4) (c)".
2. Page 3, line 15: on lines 15 and 16, substitute "(b)" for "(c)".