



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

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WEDNESDAY, October 29, 1997

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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 90** offered by committee on **Criminal Justice and Corrections**.

Assembly amendment 1 to **Assembly Bill 157** offered by committee on **Consumer Affairs**.

Assembly substitute amendment 1 to **Assembly Bill 169** offered by committee on **Consumer Affairs**.

Assembly substitute amendment 1 to **Assembly Bill 235** offered by committee on **Environment**.

Assembly amendment 1 to **Assembly Bill 292** offered by committee on **Ways and Means**.

Assembly amendment 2 to **Assembly Bill 292** offered by committee on **Ways and Means**.

Assembly substitute amendment 1 to **Assembly Bill 328** offered by committee on **Judiciary**.

Assembly amendment 1 to **Assembly Bill 342** offered by committee on **Judiciary**.

Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 342** offered by committee on **Judiciary**.

Assembly amendment 2 to **Assembly Bill 342** offered by committee on **Judiciary**.

Assembly amendment 3 to **Assembly Bill 342** offered by committee on **Judiciary**.

Assembly amendment 4 to **Assembly Bill 342** offered by committee on **Judiciary**.

Assembly substitute amendment 1 to **Assembly Bill 355** offered by committee on **Ways and Means**.

Assembly substitute amendment 1 to **Assembly Bill 367** offered by committee on **Consumer Affairs**.

Assembly substitute amendment 1 to **Assembly Bill 386** offered by committee on **Criminal Justice and Corrections**.

Assembly substitute amendment 1 to **Assembly Bill 458** offered by committee on **Financial Institutions**.

Assembly amendment 1 to **Assembly Bill 487** offered by committee on **Judiciary**.

Assembly amendment 2 to **Assembly Bill 487** offered by committee on **Judiciary**.

Assembly amendment 1 to **Assembly Bill 505** offered by committee on **Judiciary**.

Assembly amendment 1 to **Assembly Bill 533** offered by committee on **Ways and Means**.

Assembly amendment 2 to **Assembly Bill 533** offered by committee on **Ways and Means**.

Assembly amendment 1 to **Assembly Bill 551** offered by joint committee on **Finance**.

Assembly amendment 2 to **Assembly Bill 551** offered by joint committee on **Finance**.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 578**

Relating to: the refund to Indian tribes of cigarette taxes collected in sales on reservations or trust lands.

By Representatives Ourada, Huebsch, F. Lasee, Bock, Owens, M. Lehman, Goetsch, Lazich, Skindrud, Walker, Gard, Jeskewitz, Handrick, Jensen, Harsdorf, Grothman, Staskunas, Dobyns, Hasenohrl, Seratti, Olsen, Powers, Underheim and Urban; cosponsored by Senators Rosenzweig, Drzewiecki, Farrow, Roessler and Fitzgerald.

To committee on **State Affairs**.

#### **Assembly Bill 579**

Relating to: creating a certified capital company program for companies that make certain types of investments, providing tax credits to persons who make certain investments in certified capital corporations, granting rule-making authority and making an appropriation.

By Representatives Ward, Hoven, R. Potter, Green, Plale, Kedzie, Lazich, La Fave, Schafer, Notestein, Gunderson, Ladwig, Goetsch, Plouff, Porter, Lorge, Hasenohrl, Freese, F. Lasee, Brandemuehl and Staskunas; cosponsored by Senators Moore, Plache, Darling, Fitzgerald, Breske, Grobschmidt, Wirth, Huelsman, C. Potter, George, Roessler and Rude.

To committee on **Financial Institutions**.

**Assembly Bill 580**

Relating to: disclosure of child abuse and neglect reports for the purpose of investigating an alleged violation of a correctional community placement.

By Representatives Huber, Ladwig, Murat, Kaufert, Ziegelbauer, Goetsch, Plouff, Underheim, La Fave, Gard, Springer, Duff, Hasenohrl, Sykora, Gronemus, Musser, Staskunas, Dobyns, J. Lehman, Ainsworth, Gunderson and Brandemuehl; cosponsored by Senators Decker, Panzer, Grobschmidt, Huelsman, Roessler, Weeden, Darling, Farrow and A. Lasee.

To committee on **Children and Families**.

**Assembly Bill 581**

Relating to: the supplemental food program for women, infants and children and making an appropriation.

By Representatives Sykora, Wasserman, Harsdorf, Kreibich, Albers, Baumgart, Bock, Boyle, Gronemus, Handrick, Hasenohrl, Huebsch, Johnsrud, Meyer, Musser, Notestein, Olsen, Otte, Plouff, Robson, Ryba, Springer, Staskunas, Underheim, L. Young, R. Young and Murat; cosponsored by Senators Moen, Rude, C. Potter, Breske, Clausing, Decker, Huelsman, Plache, Roessler, Wirch and Zien.

To joint committee on **Finance**.

**Assembly Bill 582**

Relating to: allowing a power of attorney for health care instrument to be used to make or refuse to make an anatomical gift and allowing a health care agent to make an anatomical gift.

By Representatives Wasserman, Huber, Underheim, Kreuser, Walker, Staskunas, Baumgart, Bock, Brandemuehl, Goetsch, Gronemus, Krug, Ladwig, Murat, Notestein, Porter and R. Young; cosponsored by Senators Rosenzweig, Risser, Roessler, Grobschmidt and Huelsman.

To committee on **Judiciary**.

**Assembly Bill 583**

Relating to: evaluating proposed major highway projects; adjustments to appropriations of the department of transportation to reflect federal highway aid changes; joint committee on finance approval of any plan for the expenditure of income augmentation funds for any purpose other than augmenting federal revenues; agreement between the department of natural resources and Indian tribes or bands concerning the issuing of fishing or hunting approvals or the registration of all-terrain vehicles, boats or snowmobiles; a study on paving state bicycle trails; adjustment of agricultural chemical cleanup surcharges; and requiring the exercise of rule-making authority.

By Representative Jensen.

To joint committee on **Finance**.

**Assembly Bill 584**

Relating to: adjustments in child support and family support orders based on a change in the cost of living or a change in the obligor's income and granting rule-making authority.

By Representatives Harsdorf, Ward, Musser, Springer, F. Lasee, Olsen, Seratti and Powers; cosponsored by Senator Clausing.

To committee on **Children and Families**.

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**COMMITTEE REPORTS**

The joint survey committee on **Tax Exemptions** reports and recommends:

**Assembly Bill 551**

Relating to: the definition of the internal revenue code for the income tax and the franchise tax.

Adoption of Report:

Ayes: 7 – Representatives Urban, Foti and Schneider; Senator Wineke; and Mr. Lee, Mr. Vrakas and Secretary Zeuske.

Noes: 0.

To joint committee on **Finance**.

*FRANK URBAN*

Assembly Chairperson

Joint survey committee on Tax Exemptions

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**AGENCY REPORTS**

State of Wisconsin  
Department of Administration  
Madison

October 14, 1997

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 September, 1997.

On September 19, 1997 **The Wisconsin Petroleum Inspection Fund** balance was -\$1.67 million. This shortfall continued until September 22, 1997 when the balance reached \$7.12 million. This shortfall was due to the timing of revenues.

The Petroleum Inspection 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 the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority.

Sincerely,

*MARK D. BUGHER*

Secretary, DOA

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State of Wisconsin  
Legislative Audit Bureau  
Madison

October 23, 1997

To the Honorable, the Legislature:

We have completed a financial and compliance audit of the University of Wisconsin (UW) System as requested by the UW to meet the audit requirements of the federal Office of Management and Budget (OMB) Circular A-133. Our audit covers the period July 1, 1995 through June 30, 1996. In addition to satisfying audit requirements, the single audit assists us in meeting state audit requirements under Section 13.94, Wis. Stats.

Report 97-16 contains the auditor's reports on internal control structure and compliance; findings of noncompliance with federal requirements and the results of our follow-up to prior audit findings; campuses' responses to our recommendations and their plans for corrective action; and the Schedule of Federal Awards and accompanying notes. We have identified \$2,060 in questioned costs, which is a very small portion of the \$459 million in federal assistance disbursed by UW System during our audit period.

Our unqualified opinion on the UW's financial statements was included in the UW's Annual Financial Report for the

fiscal year ended June 30, 1996. This report was published by UW System Administration in February 1997 and is available from the UW System Administration, Office of Financial Administration.

Our A-133 audit report is lengthy and detailed. We are, therefore, limiting our initial distribution to those required by law to receive copies, the audited campuses, and the federal and nonfederal agencies providing federal funding to the campuses. However, if you are interested in receiving a copy of the A-133 single audit report, please contact our office and request report number 97-16.

Sincerely,  
*DALE CATTANACH*  
State Auditor

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### REFERENCE BUREAU CORRECTIONS

#### Assembly Bill 342

1. Page 28, line 2: substitute "repealed." for "repealed:".
2. Page 37, line 2: substitute "15.255" for "15.225".

#### Assembly Bill 551

1. Page 68, line 3: delete the comma.