



STATE OF WISCONSIN Assembly Journal

Ninety-Fourth Regular Session

MONDAY, February 22, 1999

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 35** offered by committee on **Highway Safety**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 23

Relating to: celebrating March 5, 1999, as St. Piran's Day.

By Representatives Freese, Sykora, Miller, Owens and Ryba; cosponsored by Senator Schultz, by request of Marion Paynter Howard from Mineral Point and Dorothy Beckwith from Belmont.

To committee on **Rules**.

Assembly Bill 134

Relating to: employment of minors 11 years of age in the sale or distribution of newspapers or shoppers guides.

By Representatives Powers, Gard, Handrick, Bock, Kreuser, F. Lasee, Owens, Porter, Ryba, Seratti, Skindrud, Sykora, Turner, Young, Ziegelbauer, Stone, Hundertmark, Freese, Gundrum, Hoven, Jeskewitz and Kelso; cosponsored by Senators Wirsch, Schultz, Breske, George, Roessler, Rude, Farrow and A. Lasee.

To committee on **Labor and Employment**.

Assembly Bill 135

Relating to: creating a sales tax and use tax exemption for clothing and shoes.

By Representatives F. Lasee, Boyle, Sykora, Ladwig, Ryba, Gundrum, Plouff, Carpenter, Handrick, Black, Spillner, Montgomery, Plale, Musser, Hasenohrl, Wasserman, Ziegelbauer, Lassa, Seratti, Petrowski and Powers; cosponsored by Senator Lazich.

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

Assembly Bill 136

Relating to: transferring appeals of certain determinations of the department of transportation from the division of hearings and appeals to the tax appeals commission.

By Representatives Brandemuehl, Ainsworth, Albers, Goetsch, Hahn, Kelso, Lassa, J. Lehman, Montgomery, Powers and Steinbrink; cosponsored by Senators Breske, Huelsman, Darling, Schultz and Farrow.

To committee on **Transportation**.

Assembly Bill 137

Relating to: older security interests in motor vehicles.

By Representatives Brandemuehl, Stone, Ladwig, Steinbrink, Olsen, Powers, Goetsch, Ainsworth, Albers, Owens, La Fave, Plouff, Gronemus, Sykora, Lassa, Grothman, Skindrud and Seratti; cosponsored by Senators Breske, Farrow and Zien.

To committee on **Transportation**.

Assembly Bill 138

Relating to: service by a former member of the legislature as a lobbyist.

By Representatives Freese, Walker, Ziegelbauer, Albers, Black, Boyle, Brandemuehl, Cullen, Goetsch, Kaufert, Ladwig, La Fave, Lassa, J. Lehman, Montgomery, Owens, Plouff, Pocan, Powers, Staskunas and Wasserman; cosponsored by Senators Burke, Baumgart, Clausing, Cowles, Farrow and Schultz.

To committee on **Government Operations**.

Assembly Bill 139

Relating to: creating an individual income tax exemption for military income received by certain members of the U.S. armed forces.

By Representatives Sykora, Musser, Freese, F. Lasee, Brandemuehl, Pettis, Kelso, Johnsrud, Gronemus, Gunderson, Albers, Powers, Skindrud, Owens, Kreibich, Montgomery and Duff; cosponsored by Senators Wirsch, Breske, Schultz and Zien.

To committee on **Veterans and Military Affairs**.

COMMITTEE REPORTS

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

Assembly Bill 35

Relating to: following snowplows.

Assembly substitute amendment 1 adoption:

Ayes: 7 – Representatives Stone, Townsend,
Brandemuehl, Urban, Hasenohrl, Ryba and Young.
Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Stone, Townsend,
Brandemuehl, Urban, Hasenohrl and Ryba.
Noes: 1 – Representative Young.

To committee on **Rules**.

JEFF STONE
Chairperson
Committee on Highway Safety

EXECUTIVE COMMUNICATIONS

February 17, 1999

The Honorable Scott Jensen
Speaker of the Assembly
211 West, State Capitol
Madison, WI 53702

Dear Speaker Jensen:

1999 **Assembly Bill 65**, introduced by Representatives Musser and Schneider, and co-sponsored by Senator Moen, relates to contributions for a World War II memorial in Washington, D.C. and making appropriations.

1999 **Assembly Bill 65** contains a fiscal note in excess of \$100,000. Pursuant to sec. 16.47(2), Stats., I consider this bill an emergency bill, I recommend the bill and I ask that passage of 1999 **Assembly Bill 65** be permitted prior to passage of the budget bill.

Thank you for your attention to this matter.

Sincerely,
TOMMY G. THOMPSON
Governor

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

Assembly Joint Resolution 12

CHARLES R. SANDERS
Assembly Chief Clerk

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Health and Family Services
Madison

February 8, 1999

To the Honorable, the Assembly:

Wis. Stats., 46.277(5m) requires that the Department of Health and Family Services submit a report to the Legislature each year by October 1, describing the cost and quality of services used under the Medicaid Waiver Program and the extent to which existing services have been used under the program in the preceding calendar year. Due to technical computer and data compilation-related problems, this report was completed in January 1999. The attached report covers calendar year 1997 activity for the Community Options Program Waiver and the Community Integration Program II.

These programs are designed to relocate or divert elderly and physically disabled persons from nursing homes and finance their care with Medicaid in a community setting. The level of Medicaid waiver funding must be no greater than the Medicaid cost for nursing home care. This annual report demonstrates that Wisconsin is in compliance with these regulations.

Sincerely,
JOE LEEAN
Secretary, DHFS

Referred to committee on **Health**.

State of Wisconsin
Department of Administration
Madison

February 16, 1999

To the Honorable, the Legislature:

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

Pursuant to this requirement, I have enclosed the 1998 Fourth Quarter Report by the Wisconsin Office of Federal-State Relations. Throughout the fourth quarter, the Office concentrated on planning for the 106th Congress, including planning sessions for legislative initiatives, outreach to new Wisconsin members and working with various groups to determine priorities for the upcoming year.

Sincerely,
MARK D. BUGHER
Secretary, DOA

Referred to committee on **State Affairs**.

AGENCY REPORTS

State of Wisconsin
Department of Administration
Madison

February 12, 1999

State of Wisconsin
Investment Board
Madison

January 30, 1999

To the Honorable, the Legislature:

Section 25.17(14r) of the Statutes requires that the State of Wisconsin Investment Board (SWIB) submit a report to the Joint Committee on Audit, Joint Committee on Finance and the Chief Clerks of each House summarizing any change in the Board's investment policies, upon adoption of the change.

On January 6, 1999 the Board approved modifications to the Investment Policy Guidelines that create a new Real Estate Mortgage portfolio for the Wisconsin Retirement System's (WRS) Fixed Trust Fund. The additional guidelines are attached.

Real Estate Mortgage Program

To take advantage of prevailing market conditions in the early 1990's, SWIB made the decision to emphasize equity investments in real estate, as opposed to debt. Since then, SWIB's involvement in the real estate market has been through equity investments in real estate properties. Due to the attractiveness of real estate debt opportunities in the present marketplace, the Board's recent action reestablishes a Real Estate Mortgage Participation program with Northwestern Mutual Life (NML) as SWIB's partner and origination agent. The program will initially be funded with an allocation of \$500 million.

Under this fixed income program, SWIB will participate in various real estate loans underwritten and originated by NML. NML's extensive and experienced staff will identify potential loans as well as perform primary due-diligence on projects for the portfolio. Each loan will be individually reviewed by SWIB real estate staff from a fundamental investment perspective and then reviewed by SWIB private placements staff for issues relating to pricing.

This program provides an attractive way to partner with a large and recognized Wisconsin firm (NML) and to participate in transactions that would otherwise be too small for origination and servicing with the resources we have available.

Please contact me if you have any questions about this report.

Sincerely,
PATRICIA LIPTON
Executive Director

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 January 1999.

On January 1, 1999 the **Wisconsin Health Education Loan Repayment Fund** balance was -\$6 thousand. This shortfall continued until January 7, 1999 when the balance reached \$17 thousand. This shortfall was due to the timing of revenues.

On January 1, 1999 the **Wisconsin Environmental Fund** balance was -\$799 thousand. This shortfall increased to -\$1.52 million on January 15, 1999 and continued until January 25, 1999 when the balance reached \$6.59 million. This shortfall was due to the timing of revenues.

On January 20, 1999 the **Wisconsin Petroleum Inspection Fund** balance was -\$1.72 million. This shortfall continued until January 21, 1999 when the balance reached \$7.15 million. This shortfall was due to the timing of revenues.

On January 25, 1999 the **Common School Income Fund** balance was -\$912 thousand. This shortfall continued into the month of February 1999. This shortfall was due to the timing of revenues.

The Wisconsin Health Education Loan Repayment Fund, Wisconsin Environmental Fund, Wisconsin Petroleum Inspection Fund, and Common School Income Fund shortfalls were not in excess of the statutory interfund borrowing limitation 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

State of Wisconsin
Department of Corrections
Madison

February 17, 1999

To the Honorable, the Legislature:

As required under Section 301.03 (6r) of the Wisconsin Statutes, I am submitting information relative to the number of prisoners of the Department of Corrections consider violent and the total number of prisoners.

On December 31, 1998 the Department had 17,837 adult inmates assigned to Type "1" prisons in state and in contract facilities out of state. Out of the 17,837 inmates, 11,557 or 64.7% percent had assaultive offenses.

Sincerely,
JON E. LITSCHER
Secretary, DOC

Southeast Wisconsin
Professional Baseball Park District
Milwaukee

February 18, 1999

To the Honorable, the Legislature:

Enclosed please find your copy of the January 1999 Miller Park Monthly Progress Report. If you have any questions or comments on this month's report, please feel free to contact me.

Thank you in advance for your consideration and input on the Miller Park project.

Sincerely,
MICHAEL R. DUCKETT, P.E., R.L.S.
Executive Director