



# STATE OF WISCONSIN

# Assembly Journal

## Ninety-Fourth Regular Session

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MONDAY, October 30, 2000

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

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### ADMINISTRATIVE RULES

#### Assembly Clearinghouse Rule 98–170

Relating to whether an alleged failure to comply with an interconnection agreement has a significant adverse effect on another party to the agreement.

Submitted by Public Service Commission.  
Report received from Agency, October 25, 2000.  
To committee on **Utilities**.  
Referred on October 30, 2000.

#### Assembly Clearinghouse Rule 00–054

Relating to continuing education programs.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 25, 2000.  
To committee on **Consumer Affairs**.  
Referred on October 30, 2000.

#### Assembly Clearinghouse Rule 00–087

Relating to the wastewater fee program.  
Submitted by Department of Natural Resources.  
Report received from Agency, October 26, 2000.  
To committee on **Environment**.  
Referred on October 30, 2000.

#### Assembly Clearinghouse Rule 00–089

Relating to clean water fund program financial assistance.  
Submitted by Department of Natural Resources.  
Report received from Agency, October 26, 2000.  
To committee on **Environment**.  
Referred on October 30, 2000.

#### Assembly Clearinghouse Rule 00–093

Relating to the brownfield site assessment grant program administration.  
Submitted by Department of Natural Resources.  
Report received from Agency, October 26, 2000.  
To committee on **Environment**.  
Referred on October 30, 2000.

#### Assembly Clearinghouse Rule 00–104

Relating to reclaiming and recycling refrigerant for mobile air conditioners.  
Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, October 12, 2000.  
To committee on **Environment**.  
Referred on October 19, 2000.

#### Assembly Clearinghouse Rule 00–107

Relating to the dispensing of controlled substances.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 19, 2000.  
To committee on **Criminal Justice**.  
Referred on October 25, 2000.

#### Assembly Clearinghouse Rule 00–128

Relating to educational and examination requirements for massage therapists and bodyworkers.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 24, 2000.  
To committee on **Health**.  
Referred on October 25, 2000.

#### Assembly Clearinghouse Rule 00–130

Relating to petroleum environmental cleanup fund interagency responsibilities. [Covered in Report on Clearinghouse Rule 00–90.]  
Submitted by Department of Commerce.  
Report received from Agency, October 13, 2000.  
To committee on **Natural Resources**.  
Referred on October 19, 2000.

#### Assembly Clearinghouse Rule 00–131

Relating to the licensure and regulation of athletic trainers.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 19, 2000.  
To committee on **Consumer Affairs**.  
Referred on October 25, 2000.

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### REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Department of Administration  
Madison

October 13, 2000

To the Honorable, the Legislature:

This report is transmitted as required by sec. 20.002(11)(f), Wis. Stats. (for distribution to the appropriate standing committees under sec. 13.172(3), Wis. 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 2000.

On September 1, 2000 the **Wisconsin Health Education Loan Repayment Fund** balance was -\$4 thousand. This shortfall increased to -\$5 thousand on September 27, 2000 and continued into the month of October. As of the date of this letter, it is expected to be resolved soon. This shortfall was due to the timing of revenues.

On September 21, 2000 the **Utility Public Benefits Fund** balance was -\$1 thousand. This shortfall increased to -\$2 thousand on September 22, 2000 and continued into the month of October. This shortfall was due to the timing of revenues.

The Wisconsin Health Education Loan Repayment Fund and Utility Public Benefits 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,  
*GEORGE LIGHTBOURN*  
Secretary

Referred to committee on **Ways and Means.**

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State of Wisconsin  
Department of Revenue  
Madison

October 18, 2000

To the Honorable, the Legislature:

I am submitting the quarterly report of the Wisconsin Lottery for the quarter ending September 30, 2000. As required by § [565.37\(3\)](#), Wis. Stats., the attached materials contain unaudited Wisconsin Lottery year to date Sales and Expenditure information.

The summary information reported here is not intended to be a complete financial accounting of the Wisconsin Lottery Fund.

If you have any questions or comments regarding this report, please feel free to contact me at (608) 266-6466.

Sincerely,  
*CATE ZEUSKE*  
Secretary of Revenue

Referred to committee on **State Affairs.**

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State of Wisconsin  
Department of Workforce Development  
Madison

November 1, 2000

To the Honorable, the Legislature:

The purpose of this letter is to report to the Governor and Legislature regarding allegations of worker’s compensation fraud reported to the Department of Workforce Development.

[1993 Wisconsin Act 81](#) created s. [102.125](#), Wis. Stats. By law, the Department records allegations of worker’s compensation fraud, and if there is a reasonable basis to believe that a violation of s. [943.395](#), Stats., [insurance fraud] has occurred, it refers the case for prosecution by the district attorney for the county in which the violation occurred. The Department also reports annually to the Governor and Legislature regarding the number of allegations and referrals, and the results of the referrals.

This report summarizes the 6-year history of the program. As described in the report, the successful prosecution of fraud requires a close working relationship among insurance carriers, prosecutors, the employer community and the Department.

Sincerely,  
*JENNIFER REINERT*  
Secretary

Referred to committee on **Labor and Employment.**

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**AGENCY REPORTS**

State of Wisconsin  
Department of Administration  
Madison

October 13, 2000

To the Honorable, the Legislature:

This report presents statements of fund condition and operations (budgetary basis) of the State of Wisconsin for the fiscal year ended June 30, 2000. This satisfies the requirements of sec. 16.40(3), Wisconsin Statutes. Displayed are major sources of revenues and major categories of expenditures for the General Fund and other funds compared to the prior year.

The General Fund has an undesignated balance of \$835.7 million as of the end of the fiscal year. This is \$176.9 million higher than the \$658.8 million estimate that was projected in the final Chapter [20](#) fund condition statement.

General purpose revenue taxes were \$10.946 billion compared to \$9.948 billion in the prior year, an increase of \$998 million or 10.0 percent. General purpose revenue expenditures, excluding fund transfers, were \$11.270 billion compared to \$9.845 billion in the prior year, an increase of \$1,425 million or 14.5 percent.

General purpose revenue spending increases in fiscal year 2000 were largely driven by increases in three areas: School

Aids increased by \$313.6 million, Corrections increased by \$89.9 million, and the one-time Sales Tax Rebate cost \$699.7 million.

In fiscal year 2000, the State of Wisconsin continued to devote the major share of state tax collections to assistance to local school districts, municipalities and counties. Local assistance accounted for 56.8 percent of total general purpose revenue spending. Aid payments to individuals and organizations represented 21.5 percent of total general purpose revenue expenditures. The University of Wisconsin accounted for 8.4 percent of total general purpose revenue spending and state operations spending for all other state agencies accounted for 13.3 percent of the total.

The State of Wisconsin expects to publish its comprehensive annual financial report in December of 2000. The report will be prepared under generally accepted accounting principles.

Respectfully submitted,  
*GEORGE LIGHTBOURN*  
Secretary  
*WILLIAM J. RAFTERY, CPA*  
State Controller

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Southeast Wisconsin  
Professional Baseball Park District  
Milwaukee

October 19, 2000

To the Honorable, the Legislature:

Enclosed please find the Miller Park Monthly Progress Report for the month of September 2000 for your review and consideration. As the enclosed report indicates, Miller Park continues to develop with the District Board's objectives of building the premier baseball facility in the country; scheduled for play on Opening Day 2001; within budget; and with meaningful community participation.

As always, please feel free to contact me if you should have any questions or comments regarding the enclosed report.

Very truly yours,  
*MICHAEL R. DUCKETT, P.E., R.L.S.*  
Executive Director

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State of Wisconsin  
Department of Corrections  
Madison

October 2000

To the Honorable, the Legislature:

I want to give my sincere thanks to all of you in prison industries, community services and farms, on another fine year of high performance. Your diligence and efforts have led us to sustained growth in revenues and inmate employment.

As we enter the new millennium, we are defining the future of the Department of Corrections and Prison Industries. With new correctional facilities in the works, we will be adding new prison industries. This will enhance our goals of protecting the public through secure and humane treatment of inmates committed to its custody. Add to these opportunities many new technologies will allow for an even greater opportunity for the inmates to increase their skill level for the workplace. I am particularly excited by the opportunity new industries will provide for the development of literacy to work initiatives. I am also pleased with our efforts to expand our Corrections Agricultural Program and to begin formalizing our training efforts.

I look forward to the future and the opportunities it presents to expand its impact.

Sincerely,  
*JON E. LITSCHER*  
Secretary