



STATE OF WISCONSIN Assembly Journal

Ninety-Fifth Regular Session

MONDAY, September 10, 2001

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 244** offered by committee on **Ways and Means**.

Assembly amendment 1 to **Assembly Bill 281** offered by committee on **Ways and Means**.

Assembly substitute amendment 1 to **Assembly Bill 384** offered by Representative Gronemus.

Assembly amendment 1 to **Assembly Bill 439** offered by committee on **Ways and Means**.

Assembly amendment 1 to **Assembly Bill 453** offered by committee on **Ways and Means**.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 01-066

Relating to the 2001 migratory game bird season.
Submitted by Department of Natural Resources.
Report received from Agency, September 10, 2001.
To committee on **Natural Resources**.
Referred on September 10, 2001.

Assembly Clearinghouse Rule 01-074

Relating to revising Wisconsin agent licensing rules to be reciprocal and more uniform under Gramm Leach Bliley Act and the NAIC Producer model.
Submitted by Office of the Commissioner of Insurance.
Report received from Agency, September 4, 2001.
To committee on **Insurance**.
Referred on September 10, 2001.

Assembly Clearinghouse Rule 01-082

Relating to securities broker-dealer, agent, investment adviser and investment adviser representative licensing procedures, examination requirements, and rule of conduct provisions.
Submitted by Department of Financial Institutions.
Report received from Agency, August 31, 2001.

To committee on **Financial Institutions**.
Referred on September 10, 2001.

Assembly Clearinghouse Rule 01-083

Relating to securities registration exemptions involving capital formation by businesses.
Submitted by Department of Financial Institutions.
Report received from Agency, August 31, 2001.
To committee on **Financial Institutions**.
Referred on September 10, 2001.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 488

Relating to: placement of a child who is a custodial parent or an expectant mother in a safe and structured living arrangement in which the child is provided with training in parenting skills and other skills to promote the child's long-term economic independence and the well-being of the child's child, grants for the provision of such living arrangements and related services, granting rule-making authority, and making an appropriation.

By Representatives Jeskewitz, Plale, Lippert, Balow, Musser, Owens, Bock, Krawczyk, Turner, Montgomery, Staskunas, Ladwig, Ott, McCormick, Lassa, Plouff, Hundertmark, Olsen, Gunderson, Friske, Riley, Stone, Schooff, Young, Wasserman, Miller, Gronemus, J. Lehman and Petrowski; cosponsored by Senators Burke, Huelsman, Hansen, Plache, Darling, Roessler, Rosenzweig and Risser.
To committee on **Children and Families**.

Assembly Bill 489

Relating to: collection of data concerning motor vehicle contacts, law enforcement training standards, and granting rule-making authority.

By Representatives Young, Coggs, Colon, Morris-Tatum, Turner, Williams, Riley, Pocan, Boyle, Black, Schooff, Berceau, Carpenter, Miller, Richards, Ryba and Wasserman; cosponsored by Senators Moore, George, Plache, Decker and Risser.

To committee on **Criminal Justice**.

Assembly Bill 490

Relating to: the transfer of sales and use tax receipts to the transportation fund and making an appropriation.

By Representatives Stone, Walker, Freese, Gronemus, Petrowski, Huebsch, Musser, Lippert, Sykora, McCormick, Urban, Staskunas, Plale and Vrakas; cosponsored by Senators Roessler and Schultz.

To committee on **Transportation**.

COMMITTEE REPORTS

The committee on **Ways and Means** reports and recommends:

Assembly Bill 244

Relating to: tax warrants and liens on property.

Assembly amendment 1 adoption:

Ayes: 12 – Representatives M. Lehman, Ainsworth, F. Lasee, Olsen, Owens, Starzyk, Sykora, Ziegelbauer, Wood, Morris–Tatum, Turner and Pocan.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives M. Lehman, Ainsworth, F. Lasee, Olsen, Owens, Starzyk, Sykora, Ziegelbauer, Wood, Morris–Tatum, Turner and Pocan.

Noes: 0.

To committee on **Rules**.

Assembly Bill 281

Relating to: requiring the department of revenue to prepare and maintain a list of delinquent taxpayer accounts and to post on the Internet the top 100 names from the list.

Assembly amendment 1 adoption:

Ayes: 12 – Representatives M. Lehman, Ainsworth, F. Lasee, Olsen, Owens, Starzyk, Sykora, Ziegelbauer, Wood, Morris–Tatum, Turner and Pocan.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives M. Lehman, Ainsworth, F. Lasee, Olsen, Owens, Starzyk, Sykora, Ziegelbauer, Wood, Morris–Tatum, Turner and Pocan.

Noes: 0.

To committee on **Rules**.

MICHAEL LEHMAN
Chairperson
Committee on Ways and Means

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

Executive Order Number 22

Relating to a Special Election for the Forty-second Assembly District

WHEREAS, the Honorable Joan Wade submitted her resignation as a State Representative for the Forty-second Assembly District, effective September 1, 2001;

NOW, THEREFORE, I SCOTT McCALLUM, Governor of the State of Wisconsin, pursuant to section 8.50(4) of the Wisconsin Statutes, order that a special election be held on November 6, 2001 to fill the vacancy in the Forty-second Assembly District. If a primary is necessary, it shall be held on October 9, 2001. Circulation of nomination papers for candidates may begin on September 4, 2001 and nomination papers may be filed no later than 5:00 P.M., September 11, 2001 in the office of the State Elections Board. The term will expire on the first Monday in January, 2003. A description of the boundaries of the Forty-second Assembly District as created in *Prosser et al. v. Elections Board et al.*, 793 F. Supp. 859 (W.D. Wis. 1992) is set out in the 1999-00 Wisconsin Statutes following section 4.005. This election shall be held, conducted, canvassed and returned in accordance with law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this fourth day of September in the year two thousand and one.

SCOTT McCALLUM
Governor

BY THE GOVERNOR:

DOUGLAS LA FOLLETTE
Secretary of State

SPEAKER'S APPOINTMENTS

September 4, 2001

The Honorable John Scocos
Assembly Chief Clerk
john.scocos@legis.state.wi.us

Dear Chief Clerk:

As Assembly Speaker, I have appointed Representative Julie Lassa to the Joint Committee on Finance on the nomination of the Minority Leader in accordance with Assembly Rules 3 and 9. Representative Lassa will temporarily replace Representative Spencer Coggs effective for the September 5, 2001 meeting of the committee.

If you have any questions, please contact Adam Peer in my office.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

COMMUNICATIONS

August 29, 2001

John Scocos
Assembly Chief Clerk
One East Main Street, Suite 402
Madison, WI 53708

Dear John:

Representative Spencer Coggs is unable to attend the Joint Finance Committee meeting scheduled for September 5, 2001 due to a previously scheduled meeting on that day. Representative Julie Lassa will be filling in for Representative Spencer Coggs at the Joint Finance Committee meeting on September 5, 2001.

Sincerely,
SPENCER BLACK
Assembly Minority Leader

State of Wisconsin
Revisor of Statutes Bureau
Madison

DATE: September 1, 2001
TO: John A. Scocos
Assembly Chief Clerk
Donald J. Schneider
Senate Chief Clerk
FROM: Gary L. Poulson
Deputy Revisor of Statutes
SUBJECT: Rules published in the August 31, 2001,
Wisconsin Administrative [Register, No. 548](#).

The following rules have been published:

- [Clearinghouse Rule 99-115](#) effective 9-1-2001
- [Clearinghouse Rule 00-056](#) effective 9-1-2001
- [Clearinghouse Rule 00-132](#) effective 9-1-2001
- [Clearinghouse Rule 00-147](#) effective 9-1-2001
- [Clearinghouse Rule 00-149](#) effective 9-1-2001
- [Clearinghouse Rule 00-160](#) effective 9-1-2001
- [Clearinghouse Rule 00-167](#) effective 9-1-2001
- [Clearinghouse Rule 00-168](#) effective 9-1-2001
- [Clearinghouse Rule 00-174](#) effective 9-1-2001
- [Clearinghouse Rule 01-006](#) effective 9-1-2001
- [Clearinghouse Rule 01-022](#) effective 9-1-2001
- [Clearinghouse Rule 01-023](#) effective 9-1-2001
- [Clearinghouse Rule 01-041](#) effective 9-1-2001

[Clearinghouse Rule 01-056](#) effective 9-1-2001

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Employment Relations
Madison

August 30, 2001

To the Honorable, the Assembly:

I am pleased to submit the State Council on Affirmative Action Report for July 1, 2000, to June 30, 2001. The report includes accomplishments for the past year and identifies Council direction for the future.

Additional copies may be obtained from the Department of Employment Relations, Division of Affirmative Action, 345 West Washington Avenue, Madison, Wisconsin 53703.

Please contact Greg Jones, Administrator of the Division of Affirmative Action, at 266-3017 or e-mail greg.jones@der.state.wi.us if you have any questions or need additional information regarding the report.

Sincerely,
GREGORY C. JONES
Administrator

Referred to committee on **Labor and Workforce Development**.

State of Wisconsin
Elections Board
Madison

September 5, 2001

To the Honorable, the Legislature:

Enclosed is a report of the State Elections Board describing impediments to voting faced by elderly and disabled electors. This report has been prepared pursuant to Section 5.25 (4)(d), Wisconsin Statutes. The Elections Board is providing it to you for distribution to the appropriate standing committees of the legislature as directed by Section 13.172 (3), Wisconsin Statutes.

Additional copies have been prepared for distribution to representatives of appropriate advocacy groups and individuals on our subscription list. The report is also available on our website at <http://elections.state.wi.us/>.

If I can provide any additional information or assistance please contact me at 608-266-8087.

Sincerely,
KEVIN J. KENNEDY
Executive Director

Referred to committee on **Campaigns and Elections**.

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

September 5, 2001

To the Honorable, the Legislature:

We have completed a financial audit of the Mendota and Winnebago Mental Health Institutes for the period July 1, 1999 through June 30, 2000. The audit was requested by the Department of Health and Family Services to comply with requirements of the Joint Commission on Accreditation of Hospitals. We are able to express an unqualified opinion on each Institute's financial statements.

The financial statements show that, on an accrual basis, Mendota had net income of \$2.8 million and Winnebago had net income of \$3.0 million, which represents a significant improvement in the Institutes' financial performance. The Department eliminated its unsupported cash deficit in the Institutes' appropriations, largely because it was able to increase daily patient billing rates and federal Medical Assistance reimbursement levels for the Institutes.

For several years, the Department did not have an adequate system to accumulate and summarize information on patient revenues and accounts receivable. In January 1999, the Department began implementing a new \$525,000 billing and accounting system; however, its automated billing functions are not yet properly working, which has resulted in delays in billing and collection activities. The Department is taking reasonable steps to solve the problems with the system and to reduce the delays, which we will continue to monitor in our future audits of the Institutes. In addition, we recommend improvements for the Department's process for developing and documenting estimates of patient revenues and receivables.

We appreciate the courtesy and cooperation extended to us by Department of Health and Family Services staff during our audit.

Respectfully submitted,
JANICE MUELLER
State Auditor

State of Wisconsin
Legislative Audit Bureau
Madison

September 7, 2001

To the Honorable, the Legislature:

We have completed a review of the Environmental Cooperation Pilot Program, which was established by [1997 Wisconsin Act 27](#). This pilot program, operated by the Department of Natural Resources (DNR), is intended to provide increased flexibility for businesses in complying with environmental regulations, while maintaining existing levels of environmental protection. The Legislative Audit Bureau is required by statutes to monitor and report annually on this pilot program.

The program allows DNR to sign up to ten cooperative agreements with businesses. No cooperative agreements were established during the program's first two years. Of the nine companies that submitted letters of intent to join the program, three have withdrawn or chosen to pursue their objectives within existing regulations. In February 2001, an agreement with Wisconsin Electric Power Company became the first to be executed under the program. Agreements with the remaining five companies are in various stages of development.

Both DNR staff and program participants identified challenges associated with the Environmental Cooperation Pilot Program. These challenges include encouraging businesses to participate despite the time required to advance through the application process and reach a signed agreement, the uncertainty of the final outcome for program participants, and the process for involving the federal Environmental Protection Agency. Addressing these challenges will be important because the Legislature will likely be asked to consider a new flexible environmental management program, known as Green Tier, which has been proposed by a DNR-appointed committee to enhance the environmental performance of companies.

We appreciate the courtesy and cooperation extended to us by DNR during our review.

Respectfully submitted,
JANICE MUELLER
State Auditor