



STATE OF WISCONSIN Assembly Journal

Ninety-Fifth Regular Session

WEDNESDAY, September 19, 2001

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 211** offered by Representative Owens.

Assembly amendment 1 to **Assembly Bill 289** offered by Representative Ainsworth.

Assembly amendment 1 to **Assembly Bill 400** offered by Representatives Friske and Plouff.

Assembly amendment 1 to **Assembly Bill 425** offered by Representative Staskunas.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 496

Relating to: tuition vouchers for students who sound Taps at military honors funerals.

By Representatives Musser, Pettis, Turner, Krawczyk, Ryba, Jeskewitz, Sherman, Ladwig, Suder, Boyle, Townsend, Freese, Gronemus, J. Fitzgerald, Starzyk, Olsen, Gundrum, Gunderson, Stone, McCormick, Sykora, Petrowski, Plouff, Vrakas, Owens and Leibham; cosponsored by Senators Burke, Risser, George, Hansen and Baumgart.

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

Assembly Bill 497

Relating to: designating and observing POW-MIA Recognition Day.

By Representatives Musser, Starzyk, Pettis, Krawczyk, Ryba, Boyle, Hundertmark, Ainsworth, Hebl, Turner, Urban, Hahn, Huebsch, Plouff, Suder, M. Lehman, Krug, Bies, Coggs, J. Fitzgerald, Lassa, Owens, Ott, Meyerhofer, Richards, Pocan, Vrakas, Gundrum, Walker, Carpenter, Gunderson, Miller, Hoven, Freese, Kedzie, Jeskewitz and Stone; cosponsored by Senators Moen, S. Fitzgerald,

Harsdorf, Plache, Hansen, Moore, Cowles, Darling, Grobschmidt and Roessler.

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

Assembly Bill 498

Relating to: contribution rates under the Wisconsin retirement system.

By Representative Vrakas; cosponsored by Senator Wirch.

To joint survey committee on **Retirement Systems**.

Assembly Bill 499

Relating to: adding as a condition for worker's compensation liability a condition that the employee's injury not result from the intoxication of the employee by alcohol beverages or use of a controlled substance or a controlled substance analog.

By Representatives Ladwig, Vrakas, Montgomery, J. Fitzgerald, Urban, Ainsworth, Starzyk, Kestell, Suder, Ott, Albers, Nass, Musser, Grothman, Owens and Stone; cosponsored by Senators Roessler, Schultz, Darling and Huelsman.

To committee on **Labor and Workforce Development**.

Assembly Bill 500

Relating to: dispositional orders for truancy or habitual truancy and the disclosure of juvenile records by a juvenile court or a municipal court.

By Representatives Ladwig, Starzyk, Huebsch, Duff, Musser, Albers, Owens, Olsen, Urban, Plale, Hahn, Ott, Grothman, Nass, Krawczyk and Stone; cosponsored by Senators Huelsman and Roessler.

To committee on **Education**.

Assembly Bill 501

Relating to: the authority of certain towns to become urban towns.

By Representatives Ladwig, Starzyk, Huebsch, McCormick, Ainsworth, Owens, Freese, F. Lasee, Nass, Krawczyk and Gunderson; cosponsored by Senator Schultz.

To committee on **Urban and Local Affairs**.

Assembly Bill 502

Relating to: limiting school board payment for courses taken under the youth options program and making pupils in the youth options program eligible for certain grants.

By Representatives Hundertmark, M. Lehman, Gronemus, Musser, Boyle, Nass, Townsend, Krawczyk,

Ladwig, Jeskewitz, Hahn, Gundrum, Gunderson, Stone and Ott; cosponsored by Senator Roessler.

To committee on **Education**.

Assembly Bill 503

Relating to: use of do-not-resuscitate necklaces under do-not-resuscitate orders.

By Representatives Hundertmark, Gronemus, Boyle, Olsen, Lippert, Musser, Owens, Townsend, Krawczyk, Jeskewitz, Plouff, Ladwig, Ott, Lassa, Gunderson, Skindrud and Stone; cosponsored by Senators Plache, Huelsman and Roessler.

To committee on **Health**.

Assembly Bill 504

Relating to: granting high school diplomas to veterans.

By Representatives Hundertmark, Musser, Suder, Gronemus, Rhoades, Hoven, Starzyk, M. Lehman, Ryba, Ward, Boyle, Sykora, Owens, Ainsworth, Kestell, Nass, Townsend, Krawczyk, Jeskewitz, Plouff, Turner, Leibham, Staskunas, Ladwig, Kedzie, Ott, McCormick, Gundrum, Kreuser, J. Fitzgerald, Gunderson, Stone, Vrakas and Petrowski; cosponsored by Senators Decker, S. Fitzgerald, Hansen, Baumgart, Roessler, Plache, Schultz and Welch.

To committee on **Education**.

Assembly Bill 505

Relating to: various changes to the worker's compensation law.

By Representatives Hundertmark and Turner; cosponsored by Senators Hansen and A. Lasee.

To committee on **Labor and Workforce Development**.

Assembly Bill 506

Relating to: references to the Internal Revenue Code for income and franchise tax purposes.

By Representative Gard; cosponsored by Senator Burke, by request of Department of Revenue.

To joint committee on **Finance**.

COMMITTEE REPORTS

The committee on **Corrections and the Courts** reports and recommends:

Assembly Bill 382

Relating to: prisoner reimbursement to a municipality.

Passage:

Ayes: 7 – Representatives Walker, Suder, Friske, Owens, Skindrud, Balow and Poca.

Noes: 1 – Representative Colon.

To committee on **Rules**.

Assembly Bill 390

Relating to: the detention of state prisoners in county jails.

Passage:

Ayes: 6 – Representatives Walker, Friske, Skindrud, Balow, Poca and Colon.

Noes: 2 – Representatives Suder and Owens.

To committee on **Rules**.

SCOTT WALKER

Chairperson

Committee on Corrections and the Courts

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

Assembly Bill 386

Relating to: the sale of tangible personal property that is delivered in this state.

Passage:

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

Noes: 0.

To committee on **Rules**.

MICHAEL LEHMAN

Chairperson

Committee on Ways and Means

SPEAKER'S COMMUNICATIONS

September 11, 2001

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

Dear Chief Clerk:

As Assembly Speaker, I have created from the Committee on Agriculture the Subcommittee on Tractor & Farm Equipment Safety. The subcommittee shall report to the committee on legislation and issues relating to tractor and farm equipment safety and any legislation referred to it. Additionally, I have appointed Representatives Bies - chair, Ainsworth, Loeffelholz, Gronemus - ranking member, and Steinbrink to the subcommittee.

Please afford them all due consideration and accommodations by custom and rule. If you have any questions, please contact Adam Peer in my office.

Sincerely,

SCOTT R. JENSEN

Assembly Speaker

September 20, 2001

Representative Hahn, Co-Chairperson
Joint Survey Committee on Tax Exemptions
State Capitol, Room 15 West

Senator Decker, Co-Chairperson
Joint Survey Committee on Tax Exemptions
State Capitol, Room 323 South

Dear Representative Hahn and Senator Decker:

Pursuant to Assembly Rule [42\(1\)\(am\)](#) and section 13.52(6), Wisconsin Statutes, the co-chairpersons of the Joint Survey Committee on Tax Exemptions shall prepare and submit a report in writing setting forth an opinion on the desirability of **Assembly Bill 506**, relating to references to the Internal Revenue Code for income and franchise tax purposes, as a matter of public policy.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

REFERRAL OF AGENCY REPORTS

State of Wisconsin
University of Wisconsin System
Madison

DATE: September 12, 2001

TO: John A. Scocos
Assembly Chief Clerk

Donald J. Schneider
Senate Chief Clerk

FROM: Katherine C. Lyall, President
University of Wisconsin System

RE: Wisconsin Environmental Policy Act

The University of Wisconsin System is pleased to provide you with a copy of our annual Wisconsin Environmental Policy Act (WEPA) report. In fulfillment of Section [1.11 \(2\)\(j\)](#) Wisconsin Statutes, this document provides information on the numbers of Environmental Assessments (EA's) and Environmental Impact Statements (EIS's) completed in the past fiscal year.

This report addresses the activities of the University of Wisconsin System for the period from July 1, 2000 through June 30, 2001.

Questions regarding this report should be directed to Terri Reda, UW System Environmental Affairs Officer. Terri may be reached at 263-4410.

Referred to committee on **Natural Resources**.

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

September 18, 2001

To the Honorable, the Legislature:

At the request of the Department of Health and Family Services, we have completed a financial audit of the Health Insurance Risk-Sharing Plan (HIRSP) for fiscal year (FY) 1999-2000. HIRSP provides medical insurance for nearly 11,500 policyholders who are unable to obtain coverage in the private market. We have provided an unqualified opinion on HIRSP's financial statements and have followed up on issues raised in prior audits.

One of these issues relates to overpayment of prescription drug claims. From July 1998 through January 2001, the Department did not have controls in place to ensure that policyholders and pharmacies were reimbursed for prescription drugs at HIRSP-allowed rates. As a result, HIRSP overpaid drug claims by an estimated \$5.5 million. The Department has reinstated system controls to reimburse drug claims at HIRSP-allowed rates, and it plans to begin recovery of overpayments in fall 2001. However, because of these efforts, at least 160 pharmacies have withdrawn from the program. The Department has recently implemented an on-line pharmacy claims processing system, which it expects will help to address pharmacy concerns and streamline the drug claims process.

Another major issue pertains to HIRSP's funding approach. In April 2001, the Board of Governors voted to implement an accrual-based funding approach in response to our prior audit recommendations, and following extensive debate. HIRSP's actuary projects that in fiscal year (FY) 2001-02, the change from a cash-based to an accrual-based approach will require policyholders, insurers, and health care providers to provide an additional \$16.6 million to fund an accumulated accounting deficit. An excess policyholder premium reserve will fund the policyholders' share; the required contributions paid by health care providers are expected to meet their share; and insurers will fund their share through their semi-annual assessments.

We appreciate the courtesy and cooperation extended to us by the Department and the plan administrator for HIRSP. A response from the Department is Appendix 2.

Respectfully submitted,
JANICE MUELLER
State Auditor