



STATE OF WISCONSIN

Assembly Journal

Ninety–Third Regular Session

MONDAY, February 24, 1997

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 5** offered by committee on **Agriculture**.

Assembly substitute amendment 1 to **Assembly Bill 8** offered by Representatives Porter, Gard, M. Lehman, Ladwig, Urban, Seratti, Ziegelbauer, Goetsch, Hahn, Owens, Olsen, Gunderson and Albers.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 30

Relating to: commending the United Farm Workers of America's campaign to organize strawberry workers.

By Representative Kunicki; cosponsored by Senator Burke.

To committee on **Agriculture**.

Assembly Joint Resolution 31

Relating to: proclaiming May 16, 17 and 18, 1997, Syttende Mai Weekend.

By Representatives Johnsrud, Skindrud, Murat, Ward, Hanson, Black, Urban, Dobyms, Krug, L. Young, Owens, Lorge, Musser, Ryba, Baldwin, R. Potter, Olsen, Hahn and Gunderson; cosponsored by Senators Rude, Grobschmidt, Moen, Buettner and Huelsman.

To committee on **Rules**.

Assembly Bill 133

Relating to: local regulation of dogs based on breed.

By Representatives Krug, Jensen, Linton, Hahn, Riley, Powers, Notestein and J. Lehman; cosponsored by Senator Moore, by request of The Dog Federation of Wisconsin.

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

Assembly Bill 134

Relating to: the creation of an ethanol production incentive program.

By Representatives Hahn, Freese, Harsdorf, Ainsworth, Boyle, Owens, Musser, Schafer, Seratti and Zukowski; cosponsored by Senator Zien.

To committee on **Rural Affairs**.

Assembly Bill 135

Relating to: permitting recovery for injuries or costs resulting from controlled substance use.

By Representatives Green, Huebsch, Foti, Hoven, Plale, Freese, Ainsworth, Ziegelbauer, Dobyms, Seratti, Ryba, Ladwig, Goetsch, Kaufert, Gard, Musser, M. Lehman, Porter, Hahn, Duff, Handrick, Wasserman, Schafer, Albers, Powers, Ott, Walker and Lazich; cosponsored by Senators Huelsman, Wirth, Fitzgerald, Plache, Rosenzweig, Schultz and A. Lasee.

To committee on **Judiciary**.

Assembly Bill 136

Relating to: the use of studded tires on school buses.

By Representatives Gard, Dobyms, Ryba, Ainsworth, Powers, Seratti and R. Potter; cosponsored by Senator Schultz.

To committee on **Highways and Transportation**.

Assembly Bill 137

Relating to: disclosure of certain information concerning a juvenile who has been adjudicated delinquent.

By Representatives Gard, Harsdorf, Ott, Grothman, Musser, Albers, Ziegelbauer, Porter, Brandemuehl, Ainsworth, Seratti and Underheim; cosponsored by Senators Cowles and Welch.

To committee on **Criminal Justice and Corrections**.

Assembly Bill 138

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

By Representatives Freese, Walker, Bock, Ladwig, Hanson, Goetsch, R. Young, Green, Black, Harsdorf, Baumgart, Dobyms, Cullen, Nass, Ziegelbauer, Ainsworth, Albers, Brandemuehl, Hahn, Jensen, Johnsrud, Olsen, Otte, Owens, Seratti, Sykora and Kaufert; cosponsored by Senators Clausing, Schultz, Cowles and Farrow.

To committee on **Government Operations**.

Assembly Bill 139

Relating to: veterans benefits for veterans who are delinquent in child or spousal support, maintenance, medical expenses or birth expenses.

By Representatives Musser, Sykora, Zukowski, Duff, Ryba, Powers, Turner, Gunderson, Grothman, Albers,

Kreuser, Hahn, M. Lehman, Nass, Boyle and Seratti; cosponsored by Senators Wirch, Welch, Cowles, Rosenzweig and A. Lasee.

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

Assembly Bill 140

Relating to: Vietnam veteran eligibility for veterans benefits.

By Representatives Musser, Schafer, Vander Loop, Duff, Turner, Freese, Gronemus, Goetsch, Albers, Plale, Kelso, Owens, Porter, Brandemuehl, Ryba, Notestein, M. Lehman, Riley, Green, Hahn, Dobyms, Kreuser, Sykora, Nass, Hasenohrl, Kreibich, Vrakas, Boyle and Seratti; cosponsored by Senators Fitzgerald, Moen, Rude, Breske, Rosenzweig, A. Lasee, Wirch, Wineke, Clausing, Zien, Buettner, Welch and Jauch.

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

Assembly Bill 141

Relating to: the information gathered regarding veterans burials.

By Representatives Musser, Turner, Hahn, Brandemuehl, Zukowski, Sykora, M. Lehman, Boyle, Grothman, Kreibich, Gronemus, Owens, Baumgart, Dobyms, Kreuser and Murat; cosponsored by Senators Wineke, Buettner, Breske, Schultz and Welch.

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

Assembly Bill 142

Relating to: the method of selection of election officials.

By Representatives Otte, Underheim, Baldwin, Handrick, Ryba, Ainsworth, Zukowski, Musser, Huebsch, Owens, Olsen and Goetsch; cosponsored by Senators Risser, Wineke and Weeden.

To committee on **Elections and Constitutional Law**.

Assembly Bill 143

Relating to: denial by the department of regulation and licensing of applications for renewal of a health care credential based on the credential holder's default on a student loan.

By Representatives Ladwig, Schafer, Ainsworth, Albers, Goetsch, Gunderson, Hahn, Jensen, Kreibich, F. Lasee, Musser, Nass, Olsen, Otte, Owens, Porter, Seratti, Skindrud, Springer, Sykora, Urban and Wasserman; cosponsored by Senators Wirch, Darling, Drzewiecki, Farrow and Rosenzweig.

To committee on **Consumer Affairs**.

Assembly Bill 144

Relating to: calculation of school aid under the state school aid formula.

By Representatives Springer, Krug, Ryba, Riley, Black, Murat, Musser, Wood, Reynolds, J. Lehman, Lorge, Plouff, Meyer, Notestein, Hasenohrl, Vander Loop, Huber, Baldwin, Plale and R. Young; cosponsored by Senators Plache, Clausing, Wineke, Moen, Decker, Grobschmidt and Jauch.

To committee on **Ways and Means**.

Assembly Bill 145

Relating to: the salary of the research director of the joint survey committee on retirement systems.

By Representative Klusman; cosponsored by Senator Grobschmidt.

To committee on **Rules**.

COMMITTEE REPORTS

The committee on **Agriculture** reports and recommends:

Assembly Bill 5

Relating to: the authority of the department of agriculture, trade and consumer protection to prohibit the use of atrazine in a specified area in the town of North Lancaster, Grant County.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Ott, Sykora, Ainsworth, Hahn, Otte, Ward, Zukowski, Skindrud, Gronemus, Reynolds, Springer, Dueholm, Steinbrink and Plouff.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Ott, Sykora, Ainsworth, Hahn, Otte, Ward, Zukowski, Skindrud, Gronemus and Steinbrink.

Noes: 4 – Representatives Reynolds, Springer, Dueholm and Plouff.

ALVIN OTT

Chairperson

Committee on Agriculture

To committee on **Rules**.

The committee on **Environment** reports and recommends:

Assembly Bill 1

Relating to: prohibiting the installation of certain devices in wells.

Without recommendation pursuant to Section 227.26(2)(h) of the Wisconsin Statutes.

To committee on **Rules**.

MARC DUFF

Chairperson

Committee on Environment

REFERRAL OF AGENCY REPORTS

State of Wisconsin

Gaming Board

Madison

January 21, 1997

To the Honorable, the Legislature:

Included with this correspondence, I am submitting the quarterly report of the Wisconsin Gaming Board (Board), for

the period ending December 31, 1996. As required by s.562.02(1)(g), Wis. Stats., the attached materials contain Pari-Mutuel Wagering and Racing statistical information as well as the revenues and expenditures for the Board's Racing, Charitable Gaming and Indian Gaming programs.

If you have any questions or comments regarding this report, please do not hesitate to contact me at (608)266-1645.

Sincerely,
F. SCOTT SCEPANIAK
 Executive Director

Referred to committee on **State Affairs**.

**State of Wisconsin
 Department of Justice
 Madison**

February 4, 1997

To the Honorable, the Legislature:

Section **165.90**, Wisconsin Statutes, requires that you receive an annual report on the progress of the county-tribal law enforcement programs funded under this section. Please accept this letter as the report for awards made in January 1996.

Grant funds during 1996 primarily supported law enforcement activities on tribal land throughout the state. In recent years, more county sheriffs' offices have used county-tribal law enforcement grant funds to defray salary, maintenance and patrol costs associated with law enforcement on tribal lands. This has been the main usage for funds in some counties, while other counties now find that grant awards will not support community crime prevention programs and the basic costs of law enforcement in Indian communities as they once did. Funding requests have steadily increased over the last few years.

The program has been successful in encouraging county sheriffs' offices to employ deputies from tribal communities. Likewise, cross-deputization has allowed some tribal police offices to continue to assist the sheriffs' departments by providing law enforcement services for county areas on and off Indian lands. These costs have also been charged to the county-tribal law enforcement program and have increased the amount of grant revenue requested from the department.

The awards to counties for the 1996 County-Tribal Law Enforcement program are listed below.

1996 COUNTY-TRIBAL LAW ENFORCEMENT FUND AWARDS

<u>County/Tribe</u>	<u>Stated Population</u>	<u>Award</u>
Ashland/Bad River	2,100	\$54,000
Bayfield/Red Cliff	1,651	\$80,000
Burnett/St. Croix	1,300	\$28,000
Forest/Potawatomi	580	\$26,000
Forest/Mole Lake	438	\$32,000
Jackson/HoChunk	743	\$29,000

Juneau/HoChunk	1,500	\$29,000
Menominee/Menoninee	3,800	\$20,000
Monroe/Ho Chunk	250	\$20,000
Outagamie/Oneida	1,000	\$27,000*
Polk/St. Coix	250	\$27,500
Sauk/Ho Chunk	388	\$26,000
Sawyer/LCO	3,049	\$74,805
Shawno/Stockbridge	1,500	\$73,580
Vilas/LDF	2,800	\$85,000
Wood/Ho Chunk	219	<u>\$20,000</u>
TOTAL		\$651,885

* The Outagamie County Sheriff returned the \$27,000 explaining the the original plan had been to employ a sheriff's deputy with the grant funds. The awarded amount did not support that activity.

Spending authority for this program is \$607,200. Therefore, the Department of Justice requested and received a \$45,000 increase in spending authority in order to meet 1996 award projections. Penalty assessment revenues supported this request.

The Department of Justice will continue to monitor county-tribal law enforcement to ensure successful collaboration between Indian nations and counties in state. It is hoped these cooperative programs will ensure the provision of valuable law enforcement services to counties and the Indian communities within them.

Sincerely,
JAMES E. DOYLE
 Attorney General

Referred to committee on **Criminal Justice and Corrections**.

**State of Wisconsin
 Department of Health and Family Services
 Madison**

February 13, 1997

To the Honorable, the Assembly:

Attached is a report recommending changes to the Wisconsin Health Insurance Risk Sharing Plan (HIRSP). This report was prepared jointly by the Department of Health and Family Services and the Office of the Commissioner of Insurance, as required by **1995 Wisconsin Act 463**.

If you have questions or need additional information, please contact either of our offices.

Sincerely,
JOE LEEAN
 Secretary, DHFS

JOSEPHINE W. MUSSER
 Commissioner of Insurance

Referred to committee on **Insurance, Securities and Corporate Policy**.

AGENCY REPORTS

State of Wisconsin
Department of Corrections
Madison

January 30, 1997

To the Honorable, the Legislature:

The following information is provided for your consideration and review pursuant to a 301.03(6m) WI STATS. The figures below cover the period from January 1, 1996 to December 31, 1996.

1. There were 27 inmates transferred involuntarily from a prison to a mental health institute under s. [51.20\(13\)\(A\)4](#). All but four were committed for outpatient treatment. Of the four committed for inpatient treatment, one person was committed at the end of his sentence and the other three stayed an average of 97 days.

No inmates transferred voluntarily from a prison to a mental health institute.

2. 2,172 inmates underwent voluntary treatment with psychotropic drugs. 27 inmates were treated with psychotropic drugs on an involuntary basis.

The types of medication used include antipsychotic drugs, antidepressant drugs, antianxiety drugs, mood stabilizers, anti-parkinsonian medications, and medication for side effects.

3. Mental Health Services, both psychiatric and psychological, are available at all of the major institutions. Services include chemotherapy, group and individual therapy, psychological, psychiatric, and neuropsychological evaluations, crisis intervention, sex offender groups, anger management groups, and domestic abuse groups.

Inmates who need more intensive mental health services are transferred to the Special Management Unit at Columbia Correctional Institution, the Wisconsin Resource Center, or one of the Mental Health Institutes.

If you need any additional information, please let me know.

Sincerely,
MICHAEL J. SULLIVAN
Secretary, DOC

State of Wisconsin
Department of Administration
Madison

February 11, 1997

To the Honorable, the Assembly:

Under the requirements of s.16.705(8), Wis. Stat., the Department of Administration must report to the Governor,

the Joint Committee on Finance, the Joint Legislative Audit Committee, and the Chief Clerk of each house for distribution to the appropriate standing committees under s. [13.172\(3\)](#), Wis. Stat., a report concerning the number, value and nature of contractual service procurements authorized for each agency during the preceding fiscal year. The attached "Contractual Services Purchasing Report" for fiscal year 1995-96, follows the format of the 1994-95 Report.

If you have questions concerning the report, please contact Jan Abrahamsen, the Director of the State Bureau of Procurement, at (608)266-0974.

Sincerely,
MARK D. BUGHER
Secretary, DOA

DATE: February 12, 1997

TO: Charles R. Sanders
Assembly Chief Clerk

FROM: State Employment Options Program
Department of Employment Relations

RE: 1996 SEO Annual Report

Please find enclosed the 1996 State Employment Options (SEO) Annual Report.

Please share any questions or concerns you may have with the Department of Employment Relations Executive Assistant, Ray Allen, at 608/266-5316.

State of Wisconsin
Investment Board
Madison

February 12, 1997

To the Honorable, the Legislature:

Section [25.17\(14r\)](#) of the Statutes, as created by [1995 Wisconsin Act 274](#), requires that the State of Wisconsin Investment Board (SWIB) submit a report to the Joint Committee on Audit, Joint Committee on Finance, and Chief Clerks of each House summarizing any change in the Board's investment policies, upon adoption of the change.

In [1995 Wisconsin Act 403](#), the Legislature established a college tuition prepayment program which has been named "EdVest Wisconsin." The Department of Administration (DOA) was given responsibility to establish and operate the program. SWIB was given the responsibility to invest assets of the trust fund which will receive revenues from the sale of tuition units.

Act 403 directs that SWIB invest the assets of the trust fund in "investments with maturities and liquidity that are appropriate for the needs of the fund." SWIB will receive a quarterly report from DOA projecting future cashflow needs. An actuary has been retained by DOA to assist in this process.

On February 7, 1997, the Board of Trustees adopted investment guidelines for the trust fund. The assets of the

fund will be managed in a structured, fixed income portfolio matched to program liabilities. The guidelines adopted by the Board permit investment in U.S. Treasury and government agency issues, municipal bonds and corporate bonds rated "A" or better. Short-term cash assets of the fund will be managed in the State Investment Fund.

**Tuition Trust Fund
Criteria Approved for Investment**

The person designated by the Executive Director to manage the Fund may purchase and sell publicly traded fixed income securities, subject to concurrence of the Executive Director or Assistant Executive Director, within the following guidelines:

Quality: Issues rated "A" or better.

Sector: U. S. Treasury and government agencies – No Limit.

Corporate Treasury and government agencies – Overall no limit. Exposure to a particular industry is limited to no more than double that industry's percentage in the M.L. All Corporate Index (COAO).

Municipal treasury and government agencies – Overall No Limit.

Issuer: 5% maximum per corporate or municipal issuer.

These relatively conservative investment guidelines are consistent with the approach discussed with the Legislature when Act 403 was being developed and with preliminary information which DOA has provided to the public about how program funds will be managed.

Please feel free to contact me at 266-9451 if you have any questions about the investment guidelines. Other questions about the program should be directed to Mr. Marty Olle (264-7886), EdVest Wisconsin Program Manager at DOA.

Sincerely,
PATRICIA LIPTON
Executive Director, SWIB

REFERENCE BUREAU CORRECTIONS

Assembly Joint Resolution 17

1. Page 1, line 2: delete that line.
2. Page 2, line 3: on lines 3 and 7, delete the colon.

Assembly Joint Resolution 19

1. Page 1, line 13: delete the colon.