



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

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THURSDAY, December 4, 1997

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

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### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 399** offered by committee on **Education**.

Assembly substitute amendment 1 to **Assembly Bill 592** offered by Representative Ourada.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 645**

Relating to: changes to the probate code.

By Representatives Green and Cullen; cosponsored by Senators Huelsman and George.

To committee on **Judiciary**.

#### **Assembly Bill 646**

Relating to: the regulation of hunting, fishing and trapping and the management of wild animals by local governmental units.

By Representatives Ourada, Duff, Kedzie, Ott and Gunderson; cosponsored by Senators Shibilski, Rosenzweig, Jauch and Breske.

To committee on **Natural Resources**.

#### **Assembly Bill 647**

Relating to: requiring rezoning of certain lands zoned for exclusive agricultural use.

By Representatives Hahn, Sykora, Skindrud, Harsdorf, Albers, Musser, Johnsrud, Urban, Zukowski, Brandemuehl, Goetsch and Lorge.

To committee on **Rural Affairs**.

#### **Assembly Bill 648**

Relating to: persistent serious felony offenders.

By Representatives Dobyns, Hoven, Musser, Hasenohrl, Green, Goetsch, Ladwig, Otte, Kaufert, Seratti, F. Lasee, Ryba, Ourada, Gunderson and Johnsrud; cosponsored by Senators Welch, Rosenzweig, Drzewiecki and Darling.

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

#### **Assembly Bill 649**

Relating to: specifying the operations of temporary Class “B” licenses issued for county fairs.

By Representatives Kreuser, Ott, Bock, J. Lehman, Staskunas, Plouff and Wood; cosponsored by Senator Wirsch.

To committee on **State Affairs**.

#### **Assembly Bill 650**

Relating to: restrictions on payment for abortions with public funds; changing the prohibition on use of federal, state or local funds for abortion–related activities by a pregnancy program, project or service; exempting the sales of flex–time time–share property from the sales tax and imposing the real estate transfer fee on all sales of time–share property; the penalty provision for premature sales or transfers of business assets or assets used in farming that were received from family members; pregnancy as a preexisting condition; transfers from the segregated transportation fund to the segregated transportation infrastructure loan fund, and the transportation infrastructure loan program; changing conflict of interest provisions and lottery participation restrictions that affect certain employes of the department of revenue; the indexing of the mining tax; criminal history and abuse record searches of persons applying to the department of health and family services for a license, certification or registration to operate certain entities that care for children or adults and of employes, prospective employes, adult residents and prospective adult residents of those entities; copayments under the medical assistance program for specialized medical vehicle services; the delegation of authority by local units of government over funds held in trust for certain pension plans; the transportation and sale of fish; restrictions on the placement of sexually violent persons who are granted supervised release; eliminating cross–references to the Wisconsin works health plan; tax increment sharing for tax incremental financing districts in Oshkosh that contain polluted soil; specific information signs along STH 172; weight limitations for vehicles and combinations of vehicles transporting bulk potatoes; grants awarded by the environmental education board that are related to forestry; provision of information necessary for the administration of child support and economic support programs; and making an appropriation.

By Representatives Jensen, Freese and Foti.

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

#### **Assembly Bill 651**

Relating to: suspension of licenses, permits and other credentials for failure to pay child support or to comply with a subpoena or warrant related to paternity or child support

proceedings and requiring social security numbers on license, permit and other credential applications and on certain documents concerning marriage and children; creating a record matching program to match information about delinquent child support obligors with financial account information of financial institutions; creating a statutory lien for delinquent child support obligations; creating a mechanism for enforcing child support liens; fees for the child and spousal support, establishment of paternity and medical liability support program and cooperation with child support efforts under Wisconsin works; income withholding for support or maintenance, adjudicating paternity when the mother fails to appear and other technical changes related to child support enforcement; access to certain agency records, nonliability for providing information from records, issuing subpoenas, ordering genetic tests; providing notice to new employers of a parent's obligation to provide health care coverage for a child; hospital-based voluntary establishment of paternity; administratively changing interstate income-withholding orders to sum certain amounts; presumption of paternity; access by county child support employes to tax information; acknowledgment of paternity; procedure, temporary orders and probable cause in paternity actions; payment for genetic tests in paternity actions; changes in departmental responsibility for support enforcement; intercepting delinquent support and certain other payments from pension plan disbursements; intercepting delinquent support from court judgments and settlements; granting rule-making authority; making appropriations; and providing a penalty.

By Representatives Huebsch, La Fave, R. Young, Musser, Porter, M. Lehman, Dobyms, Ladwig, Sykora, Freese, Duff, Springer, Olsen, Ott, Ward, J. Lehman, Owens, Underheim, Gard, Hahn, Harsdorf, F. Lasee, Goetsch, Kreibich and Skindrud; cosponsored by Senators Wirch, Roessler, Darling, Panzer, Drzewiecki and C. Potter.

To committee on **Children and Families**.

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### COMMITTEE REPORTS

The committee on **State Affairs** reports and recommends:

#### **Assembly Bill 216**

Relating to: the playing of bingo by persons under the age of 18.

Passage:

Ayes: 6 – Representatives Skindrud, Underheim, M. Lehman, Owens, L. Young and Murat.

Noes: 1 – Representative Ward.

To committee on **Rules**.

*RICK SKINDRUD*  
Chairperson  
Committee on State Affairs

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### EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

December 2, 1997

To the Honorable Members of the Assembly:

The following bill, originating in the Assembly, has been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Assembly Bill 532</b> . . . . .	29 . . . . .	December 2, 1997

Respectfully submitted,  
*TOMMY G. THOMPSON*  
Governor

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### REFERRAL OF AGENCY REPORTS

DATE: November 25, 1997

TO: Charles R. Sanders  
Chief Clerk of the Assembly

FROM: Jon E. Litscher  
Secretary

RE: Reporting Requirements for the Education  
Commission of the States

Please find the enclosed four documents from the Education Commission of the States (ECS):

1. 1996–97 Annual Report
2. Highlights of the 1996–97 Annual Report
3. 1997 Education Agenda; and
3. A copy of the ECS' bylaws with amendments

The ECS is required to file these with your office in order to meet its statutory requirements under ss. [39.75](#) and [39.76](#), Wis. Stats. If there are any questions please call me at 266–9820.

Referred to committee on **Education**.

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State of Wisconsin  
Department of Administration  
Madison

November 14, 1997

To the Honorable, the Legislature:

[Chapter 34, Laws of 1979](#), requires that when the Department of Administration maintains an office in Washington, DC, for the purpose of promoting federal/state cooperation, it should submit a report detailing the activities of the office and reporting the status of federal legislation of concern to the Legislature and other state agencies (Wis. Stats. 16.548(2)).

The report for the period July 1, 1997, through September 30 30, 1997, is attached.

Sincerely,  
*MARK D. BUGHER*  
Secretary, DOA

Referred to committee on **State–Federal Relations**.

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State of Wisconsin  
Department of Natural Resources  
Department of Administration  
Madison

November 17, 1997

To the Honorable, the Assembly:

Attached to this letter is the Clean Water Fund Biennial Finance Plan for the 1997–1999 biennium.

The Clean Water Fund program legislation (s.281.59(3), Wis. Stats.) requires the Department of Natural Resources and the Department of Administration to submit a final version of the Biennial Finance Plan to the Legislature and to the State Building Commission following enactment of the biennial budget. The purpose of the plan is to provide information on loan, loan subsidy, and bonding levels for program operations in the 1997–1999 biennium.

Also included is a copy of the Clean Water Fund report for the 1995–1997 biennium. The report provides information on the activities and operations of the program during the previous biennium. This report is also submitted in accordance with s. [281.59\(3\)](#), Wis. Stats.

If you have any questions regarding the Biennial Finance Plan or the Biennial Report, please contact Kathryn A. Curtner at 266–0860 or Frank Hoadley at 266–2305.

Sincerely,  
*KATHRYN A. CURTNER*, Director  
Bureau of Community Financial Assistance  
Department of Natural Resources

*FRANK R. HOADLEY*  
Capital Finance Director  
Department of Administration

Referred to committee on **Environment**.

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State of Wisconsin  
Department of Administration  
Division of Gaming  
Madison

November 18, 1997

To the Honorable, the Legislature:

**RE: Division of Gaming Quarterly Report**

Included with this correspondence, I am submitting the quarterly report of the Department of Administration, Division of Gaming (Gaming), for the three months ending September 30, 1997. 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 Gaming’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*  
Administrator

Referred to committee on **State Affairs**.

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### AGENCY REPORTS

State of Wisconsin  
Department of Administration  
Madison

November 10, 1997

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 October, 1997.

On October 20, 1997 the **Wisconsin Petroleum Inspection Fund** balance was –\$1.52 million. This shortfall continued until October 21, 1997 when the balance reached \$7.24 million. This shortfall was due to the timing of revenues.

On October 2, 1997 the **Wisconsin Health Education Loan Repayment Fund** balance was –\$1 thousand. This shortfall continued through the end of the month. This shortfall was due to the timing of revenues.

The Wisconsin Petroleum Inspection Fund and Wisconsin Health Education Loan Repayment Fund shortfalls were not in excess of the \$400 million ceiling 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

November 13, 1997

To the Honorable, the Legislature:

Attached is the first quarter report on Prison Industries for the fiscal year ending June 30, 1998, as required by 303.019 of the Wisconsin Statutes. This report includes the year-to-date cash balance of each industry. This report reflects private sector venture balances separately from the traditional prison industries.

We would be happy to respond to any questions you may have on this matter.

Sincerely,

*MICHAEL J. SULLIVAN*  
Secretary, Department of Corrections

*MARK D. BUGHER*  
Secretary, Department of Administration

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TO: Charles Sanders  
Assembly Chief Clerk

FROM: Michael R. Duckett, Executive Director  
Southeast Wisconsin Professional Baseball  
Park District

DATE: November 26, 1997

RE: Monthly Progress Report

Enclosed is your copy of the October 1997 Miller Park Monthly Progress Report. Please feel free to contact me if you have any questions or comments.

Thanks for your consideration and input in the Miller Park project.