



STATE OF WISCONSIN

Assembly Journal

Ninety–Third Regular Session

TUESDAY, February 24, 1998

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 3** offered by committee on **Campaign Finance Reform**.

Assembly substitute amendment 2 to **Assembly Bill 159** offered by Representatives Handrick and Hubler.

Assembly amendment 1 to **Assembly Bill 277** offered by committee on **Campaign Finance Reform**.

Assembly substitute amendment 2 to **Assembly Bill 355** offered by joint committee on **Finance**.

Assembly amendment 1 to **Assembly Bill 489** offered by Representatives Kaufert and Underheim.

Assembly substitute amendment 1 to **Assembly Bill 611** offered by Representative Staskunas.

Assembly substitute amendment 1 to **Assembly Bill 685** offered by Representative Schneider.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 110

Relating to: a humanitarian fund for Holocaust victims.

By Representatives Plale, Wasserman, Freese, Baldwin, Green, Grothman, Hasenohrl, Jensen, F. Lasee, Notestein, Plouff, R. Potter, Sykora, Turner, Walker and R. Young; cosponsored by Senators Grobschmidt, Rosenzweig, Burke, Darling and Roessler.

To committee on **Rules**.

Assembly Bill 811

Relating to: the authorization, use and verification of digital signatures, licensure and regulation of certification authorities, granting rule–making authority and making an appropriation.

By Representatives Jensen, Hutchison, Schneider, F. Lasee, Owens, Hanson, Albers, Goetsch, Porter, Meyer,

Sykora, Schafer, Kelso, Otte, Travis, Duff, Plale, Powers, Green, Spillner, Ott, Grothman and Springer; cosponsored by Senators Panzer, Rosenzweig, Farrow and Cowles.

To joint committee on **Information Policy**.

Assembly Bill 812

Relating to: evaluating pupil academic standards.

By Representatives Duff and Jensen; cosponsored by Senators Darling, Farrow and Panzer.

To committee on **Education**.

Assembly Bill 813

Relating to: taking a vehicle without consent of the owner by using or threatening to use force or violence.

By Representative Walker; cosponsored by Senator Rosenzweig.

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

Assembly Bill 814

Relating to: modifying the definition of “income” under the homestead tax credit.

By Representatives Goetsch, Ladwig, Albers, Porter, Olsen, Musser, Hahn, Owens, Grothman, Turner and Robson; cosponsored by Senators Schultz and Farrow.

To committee on **Ways and Means**.

Assembly Bill 815

Relating to: local regulation of certain solid waste facilities.

By Representatives Plale, Green, Boyle, F. Lasee, Ladwig, R. Potter, Riley, Springer and Staskunas; cosponsored by Senator Grobschmidt.

To committee on **Environment**.

Assembly Bill 816

Relating to: the purchase of health care coverage by certain individuals through the group insurance board, granting rule–making authority and making an appropriation.

By Representatives Ainsworth, Bock, Hahn, Hasenohrl, Musser, Owens, Robson, Skindrud, Springer and Travis; cosponsored by Senators Darling and Drzewiecki.

To committee on **Insurance, Securities and Corporate Policy**.

Assembly Bill 817

Relating to: production by the state and local governments of customized work products compiled from public records.

By Representatives Dobyms, Freese, Huebsch, Brandemuehl, Seratti, Olsen, Goetsch, Huber, Powers, Ott,

Vrakas, Hahn, Albers and F. Lasee; cosponsored by Senators Welch, Huelsman and Drzewiecki.

To committee on **Government Operations**.

Assembly Bill 818

Relating to: authorizing claims under the school property tax rent credit for property taxes paid in the year before the year in which they are due and indexing for inflation the maximum amount that may be claimed under the credit.

By Representatives Harsdorf, Ziegelbauer, Musser, Brandemuehl, Grothman, Meyer, Albers and Olsen; cosponsored by Senator Farrow, by request of Mr. Walter Blodgett.

To committee on **Ways and Means**.

Assembly Bill 819

Relating to: standards for floodplain zoning ordinances and requiring the exercise of rule-making authority.

By Representatives Harsdorf, Ainsworth, Gronemus, Musser, Brandemuehl, Grothman, Schafer, Sykora, Goetsch, Seratti, Turner, Albers and Plale; cosponsored by Senators Drzewiecki and Farrow.

To committee on **Natural Resources**.

Assembly Bill 820

Relating to: reporting requirements for certain paid advertising under the lobbying regulation law.

By Representative Black.

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

Assembly Bill 821

Relating to: cigarette vending machines.

By Representative Black.

To committee on **Small Business and Economic Development**.

Assembly Bill 822

Relating to: exemptions from rules regulating mining and regulating the storage and disposal of mining waste.

By Representative Black.

To committee on **Environment**.

Assembly Bill 823

Relating to: the maximum allowable loss in shared revenue.

By Representative Black.

To committee on **Ways and Means**.

Assembly Bill 824

Relating to: the funding for the property tax credits and general school aid, increasing the farmland tax relief credit, increasing the school property tax credit for renters and making an appropriation.

By Representative Black.

To committee on **Ways and Means**.

Assembly Bill 825

Relating to: defining "meal" and "sandwich" for the sales tax and use tax on food and specifying the tax status of exempt food and similar goods that are packaged with other property.

By Representatives Gard, Porter, Jensen, Riley, Ziegelbauer, Hahn, Musser, Hanson, Baldwin, Dobyms, Handrick, Walker, Ward, Kaufert, Sykora, Goetsch, Seratti, Olsen, Green, F. Lasee, Schafer, Johnsrud, L. Young, Albers, Grothman, Duff, Travis and Harsdorf; cosponsored by Senators Fitzgerald, Burke, Drzewiecki, Chvala, Zien, Rude, Darling, Grobschmidt, Huelsman, Welch, Wineke and Panzer.

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

SPEAKER'S COMMUNICATIONS

February 23, 1998

Charles Sanders
Assembly Chief Clerk
1 East Main Street, Suite 402
P.O. Box 8952
Madison, Wisconsin 53708

Dear Mr. Sanders:

On February 17, 1998, **Senate Bill 373** relating to the creation of a bluff protection program was referred to the Assembly Committee on **Natural Resources**. Pursuant to Assembly Rule 42 (3)(c), I hereby withdraw **Senate Bill 373** from the Assembly Committee on **Natural Resources** and re-refer **Senate Bill 373** to the Assembly Committee on **Land Use**.

Representative Johnsrud has consented to the re-referral.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

SPEAKER'S APPOINTMENTS

January 26, 1998

Representative Joan Spillner
Room 21, State Capitol
Madison, WI 53702

Dear Joan:

As Assembly Speaker, it is my pleasure to appoint you as a member of the Tourism and Recreation Committee. You will be filling the position recently vacated by Representative Gard. This appointment is effective immediately.

Thank you for your service.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

January 26, 1998

Representative Joan Spillner
Room 21, State Capitol
Madison, WI 53702

Dear Joan:

As Assembly Speaker, it is my pleasure to appoint you as a member of the Mandates Committee. You will be filling the position recently vacated by Representative Gard. This appointment is effective immediately.

Thank you for your service.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

COMMUNICATIONS

State of Wisconsin
Legislative Council Staff
Madison

February 20, 1998

Mr. Charles R. Sanders
Assembly Chief Clerk
1 East Main Street, Suite 402
Madison, WI 53702

Dear Charlie:

Enclosed is a copy of the *1997 Annual Report on the Legislative Council Rules Clearinghouse*, submitted to the Legislature pursuant to s. 227.15(5), Stats. Copies have been distributed to the offices of each member of the Legislature.

The report covers the 18th full calendar year of operation of the Rules Clearinghouse. I trust that it will be found to be informative.

Sincerely,
DAVID J. STUTE
Director

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Office of the Commissioner of Insurance
Madison

October 1997

To the Honorable, the Legislature:

Pursuant to section 153.10(1), Wis. Stats., we are pleased to submit to the Governor and to the Legislature the seventh annual *Health Care Data Report*. This report is based on hospital inpatient discharge data reported to the Office of health Care Information by all operating general medical-surgical and specialty hospitals in Wisconsin from

January through December 1995. It also contains selected ambulatory surgery utilization and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same period.

This report fulfills the statutory requirement to report “in a manner that permits comparisons among hospitals ... the charges for up to 100 health care services or diagnostic-related groups selected by the office.”

Sincerely,
JOSEPHINE W. MUSSER
Commissioner of Insurance

BARBARA A. RUDOLPH, PHD.,
Deputy Director, OHCI

Referred to committee on **Health**.

DATE: February 11, 1998

TO: Charles Sanders
Assembly Chief Clerk

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

RE: 1998 Salary Group/Range Assignment Report
Required under Section 20.923(5), Wis. Stats.

Section 20.923(5), Wis. Stats., requires that the Board of Regents assign specified titled positions to salary ranges in whatever manner the board determines. The board is required to file a report annually with the Governor and Legislature.

The board has directed that all positions referenced in s. 20.923(5) be assigned to either a State Executive Salary Group or to a UW System salary range based on the following assignment criteria:

I. Positions subject to State Executive Salary Group Assignment:

A. All positions referenced in s. 20.923(5) which carry the following titles regardless of annual salary:

- Associate Vice Presidents
- Assistant Vice Presidents
- Associate Chancellors
- Vice Chancellors not designated in s. 20.923(4m)
- Associate Vice Chancellors
- Assistant Vice Chancellors
- Assistant Chancellors

B. All positions carrying the director or associate director title with over 50 percent of their activities coded as physical plant, general operations and services, and auxiliary enterprises whose fiscal year annual salary rate exceeds the maximum of pay range 1-17 (1997-98 maximum is \$61,984) of the general non-represented pay schedule #1.

II. Positions subject to UWS Salary Range Assignment:

All directors or associate directors with over 50 percent of their position assigned to an enumerated activity code in

the statute whose annual salary does not exceed the maximum of pay range 1–17.

Part A of the attached report designates those positions assigned to State Executive Salary Groups and Part B provides the minimum and maximum for those positions assigned to a UWS Salary Range. The report is dated January 1, 1998 and serves to fulfill this calendar year’s reporting requirement.

Referred to committee on **Colleges and Universities**.

State of Wisconsin
Technical College System Board
Madison

February 11, 1998

To the Honorable, the Assembly:

This letter is to inform you of the Technical College System (WTCS) Board’s need for additional time to comply with a new reporting requirement. The 1997–99 state budget ([1997 Wisconsin Act 27](#)) included a provision which requires the WTCS Board to submit a report regarding high school pupils attending technical colleges. The report is to be submitted annually to the Legislature and three state agencies (the Departments of Administration, Public Instruction, and Workforce Development) by the third Monday in February. The new statutory provision (s.38.04(21)) is attached.

Another provision in the budget bill (Section 9340(5x)) which relates to the initial applicability of s. [38.04\(21\)](#) has created some ambiguity as to whether or not the Legislature intended the first report to be submitted by the WTCS Board by February 16, 1998. Nevertheless, the WTCS Board will provide the report this year. However, our agency will need additional time to obtain the necessary data from the 16 technical college districts. We will submit the first report to the Legislature by June 1, 1998.

I apologize for this delay, but I want to assure you that the additional time will improve the accuracy of the data included in the first report. If you have any questions regarding this matter, please contact either me or Dan Clancy at the WTCS Board office.

Sincerely,
EDWARD CHIN
State Director, WTCS

Referred to committee on **Colleges and Universities**.

AGENCY REPORTS

State of Wisconsin
Department of Health and Family Services
Madison

February 13, 1998

To the Honorable, the Assembly:

The Wisconsin Board on Hunger, in their meeting on January 23, 1998, determined that it would be advantageous to delay the preparation of the annual plan required under provision in [1993 Wisconsin Act 168](#) until April 1, 1998. The reason for this delay is to allow for the Board to review and examine several key reports that recommend strategies and policy changes to address hunger. The reports to be reviewed include:

- * A national report from Second Harvest (which will include extensive data from Southeast Wisconsin).
- * A food security indicators report from the Wisconsin Nutrition Project.
- * A summary of efforts in sixteen Wisconsin communities participating in the Transforming Anti–Hunger Leadership Project (TAHL), directed by the Hunger Task Force of Milwaukee.
- * A demographic analysis by county of indicators suggesting risk of food insecurity prepared by UW–Extension.
- * A report regarding emergency food provision in Wisconsin prepared by Wood Communications with support from Miller Brewing.

All of the above reports are available with the exception of the Second Harvest Report which will be released March 10, 1998 – Attachment A. In closing, the Board decided that these reports could form the basis for an analysis of the extent of problems related to food insecurity and provide an improved perspective on the status of hunger in Wisconsin.

Thank you for your continued commitment to Wisconsin families.

Sincerely,
JOSEPH LEEAN
Secretary, DHFS

State of Wisconsin
Legislative Audit Bureau
Madison

February 23, 1998

To the Honorable, the Assembly:

We have completed an evaluation of Menominee County as directed by the Joint Legislative Audit Committee. Menominee County faces unique financial problems because just 1 percent of its land is subject to local property taxes, while nearly all the rest is held in federal trust for the benefit of the Menominee Indian Tribe of Wisconsin.

The county’s financial condition is poor; its expenditures have exceeded revenues for five of the last seven years, and

it ended 1997 with a deficit of approximately \$75,684. Although the county's taxable property is mostly lake property and has therefore increased rapidly in value, the total assessed value of \$144 million is lowest among all counties. Tax bills paid by county residents are high in comparison to surrounding towns and towns in other counties with lake property, and services such as road maintenance and fire protection provided to county residents are limited. At the same time, the county's high poverty, unemployment, and crime rates place high demands on the human services programs and law enforcement.

If property taxes are to be held to a reasonable level and residents of Menominee County are to be provided even minimally acceptable services, the State may have to provide financial assistance to Menominee County, at least for a time. During that time, the Legislature will need to pursue federal legislation that will cause the federal government to assume greater responsibility for the burdens associated with federal trust lands.

We also identified a series of needed management improvements, which we discuss in a management letter to the Menominee County Board.

We appreciated the courtesy and cooperation extended to us

by officials of Menominee County and the Menominee Indian Tribe of Wisconsin.

Respectfully submitted,
DALE CATTANACH
State Auditor

REFERENCE BUREAU CORRECTIONS

Assembly Bill 514

1. Page 22, line 2: delete "5" and substitute "5".

Assembly Bill 579

1. Page 6, line 17: substitute "amortization" for "amoritization".
2. Page 10, line 5: delete "10% of" and substitute "10% or".

Assembly Bill 651

1. Page 263, line 1: substitute "9356 (1)" for "9356 (3)".

Assembly Bill 790

1. Page 5, line 6: substitute "administrator" for "administer".

Senate Substitute Amendment 2 to Senate Bill 315

1. Page 2, line 3: after "records," insert "storage and disposal of documents containing medical and financial information,".