

# STATE OF WISCONSIN

## Senate Journal

### Eighty-Eighth Regular Session

2:00 P.M.

TUESDAY, January 13, 1987

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Reverend Robert G. Borgwardt, Senior Pastor of Bethel Lutheran Church, Madison.

The senate remained standing and Senator Engeleiter led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Present — Senators Andrea, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 28.

Absent — Senators Adelman and Chilsen — 2.

Absent or not voting — None.

#### INTRODUCTION OF RESOLUTIONS

##### Senate Resolution 2

Relating to the orders of business, restructuring the standing committees and establishing the rules committee of the senate.

By Senators Risser, Strohl, Norquist, Engeleiter and Ellis.

Read.

Considered as privileged and taken up.

The question was: Shall the resolution be adopted?

The ayes and noes were required and the vote was: ayes, 27; noes, 0; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 27.

Noes — None — 0.

Absent or not voting — Senators Adelman, Chilsen and Helbach — 3.

So the resolution was adopted.

##### Senate Joint Resolution 1

Relating to abolishing the offices of secretary of state and state treasurer (first consideration).

By Senators Davis, Lee, Plewa, Leean, Chilsen, Lasee and Harsdorf; cosponsored by Representatives Radtke,

Margaret Lewis, York, Weeden, Lepak, Welch, Cowles, Huelsman, Schober, Musser and Rosenzweig.

Read first time and referred to committee on Housing, Government Operations and Cultural Affairs.

##### Senate Joint Resolution 2

Relating to excepting pari-mutuel on-track betting as provided by law from the prohibition against legislative authorization of lotteries (2nd consideration).

By Senators Roshell, Kincaid, Van Sistine, Moen, Andrea, Plewa, Lasee and Kreul; cosponsored by Representatives Shoemaker, Hauke, Vanderperren, Antaramian, Carpenter, Medinger, Williams, Volk, Bolle, Hamilton, Hasenohrl, Fergus, Ourada, Ladwig, Matty, Turba, Prosser, Larson, Van Gorden, Nelsen, Musser and Gronemus.

Read first time and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

##### Senate Joint Resolution 3

Relating to selection of county officers (first consideration).

By Senators Plewa, Lee, Czarnecki, Risser and Leean; cosponsored by Representatives Notestein, Barrett, Shoemaker, Medinger, Winecke, Krug, Paulson and Johnsrud.

Read first time and referred to committee on Urban Affairs, Energy, Environmental Resources and Elections.

##### Senate Joint Resolution 4

Relating to creating a constitutional guarantee that all elections conducted under the laws of this state, including primary elections, shall be open to all qualified electors regardless of political party affiliation (first consideration).

By Senators Davis, Kincaid, Rude, Harsdorf, Chilsen and Lorman; cosponsored by Representatives Radtke, Nelsen, Lepak, Zeuske, Berndt, Matty, Porter, Welch, Walling, Schultz, Schneiders, Huelsman, Schober, Musser and Ladwig.

Read first time and referred to committee on Urban Affairs, Energy, Environmental Resources and Elections.

##### Senate Joint Resolution 5

Relating to abolishing the offices of secretary of state and state treasurer (first consideration).

By Senators Plewa, Lee, Davis, Czarnecki, Ulichny, Lasee and Stitt; cosponsored by Representatives Notestein, Radtke, Barrett, Bell, Hasenohrl, Krug, Huelsman, Cowles, Ladwig, Lepak, Musser, Porter, Schober, Vergeront, Weeden, Welch and York.

Read first time and referred to committee on Housing, Government Operations and Cultural Affairs.

**Senate Joint Resolution 6**

Relating to authorizing the creation of a Wisconsin state lottery, with the net proceeds used for property tax relief as provided by law (2nd consideration).

By Senators Van Sistine, Kincaid, Roshell, Strohl, Plewa, TeWinkle, Moen, Rude, Lasee, Kreul, George, Ellis and Andrea; cosponsored by Representatives Robinson, Hauke, Matty, Shoemaker, Vanderperren, Medinger, Antaramian, Carpenter, Zweck, Williams, Volk, Musser, Hamilton, Ladwig, Ourada, Turba, Hasenohrl, Gronemus, Bradley, Holschbach, Seery, Weeden and Van Gorden.

Read first time and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

**Senate Joint Resolution 7**

Extending the deadline for introduction of the executive budget bill or bills and submittal of the state budget report, and calling a joint convention of the legislature.

By Senators Risser, Strohl, Norquist, Engeleiter and Ellis.

Read.

Considered as privileged and taken up.

The question was: Shall the joint resolution be adopted?

The ayes and noes were required and the vote was: ayes, 28; noes, 0; absent or not voting, 2; as follows:

**Ayes** — Senators Andrea, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 28.

**Noes** — None.

**Absent or not voting** — Senators Adelman and Chilsen — 2.

So the joint resolution was adopted.

**Senate Joint Resolution 8**

Relating to abolishing, over a 10-year period, the use of the property tax for school operations (first consideration).

By Senators Czarnezki, Lee, Harsdorf, Moen, Leean, Feingold, Helbach, Plewa and Kreul; cosponsored by Representatives Krusick, Barrett, Mark Lewis, Carpenter, Shoemaker, Seery, Holperin, Holschbach, Roberts, Schultz, Musser, Krug, Radtke, Bolle and Goetsch.

Read first time and referred to committee on Education.

**Senate Joint Resolution 9**

Relating to abolishing the use of the property tax for school operations (first consideration).

By Senators Czarnezki, Lee, Harsdorf, Moen, Leean, Feingold, Helbach and Plewa; cosponsored by

Representatives Barrett, Krusick, Mark Lewis, Carpenter, Shoemaker, Seery, Roberts, Schultz and Musser.

Read first time and referred to committee on Education.

INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 1**

Relating to creation of a joint survey committee on local mandates and making an appropriation.

By Senators Andrea, Kincaid, Rude, Engeleiter, Kreul, Lasee, Leean, Van Sistine, Roshell, Harsdorf, Stitt and Lorman; cosponsored by Representatives Shoemaker, Gronemus, Goetsch, Coleman, Volk, Welch, Schober, Swoboda, Hauke, Vergeront, Tesmer, Schneiders, Porter, Vanderperren, Radtke, Bolle, Walling, Ourada, Musser, Schultz, Ladwig, Hasenohrl, Prosser, Holperin, Barca, Cowles, Buettner, Rosenzweig, Weeden and Huelsman.

To committee on Housing, Government Operations and Cultural Affairs.

**Senate Bill 2**

Relating to location of correctional institutions.

By Senators Lorman, Engeleiter, Andrea, Kreul, Chilsen, Ellis, Harsdorf, Leean and Stitt; cosponsored by Representatives Goetsch, Nelsen, Margaret Lewis, Radtke, Lepak, Schultz, Buettner, Weeden, Vergeront, Walling, Merkt, Coleman, Tregoning, McEssy, Johnsrud, Prosser and Welch, by request of Governor Tommy Thompson.

To committee on Agriculture, Health and Human Services.

**Senate Bill 3**

Relating to administrative notice of disqualification for unemployment compensation benefits.

By Senators Davis, Leean, Chilsen and Lorman; cosponsored by Representatives Vergeront, Holperin, York, Ladwig, Berndt, Lepak, Margaret Lewis, Huelsman, Musser and Tregoning.

To committee on Labor, Business, Insurance, Veterans and Military Affairs.

**Senate Bill 4**

Relating to granting parole.

By Senators Lee, Van Sistine, Engeleiter, Ulichny, Roshell, Davis, Andrea, Lasee, Leean, Stitt and Lorman; cosponsored by Representatives Tesmer, Notestein, Bell, Nelsen, Barca, Schneiders, Magnuson, Schober, Carpenter, Radtke, Bolle, Vergeront, Krug, Goetsch, Welch, Musser, Ourada, Coleman, Schultz, Lepak, Ladwig, Cowles and Buettner.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 5**

Relating to indigency determinations under the state public defender system.

By Senators Lee, Chvala, Rude, Moen and Leean; cosponsored by Representatives Krug, Schober, Goetsch, Welch, Zeuske and Rosenzweig.

To committee on Judiciary and Consumer Affairs.

#### **Senate Bill 6**

Relating to repealing wage and hour requirements in public works contracts for the state, counties, cities, villages, towns and other local governmental units.

By Senators Davis, Leean, Stitt and Lasee; cosponsored by Representatives Volk, Huelsman, Tregoning, Goetsch, Vergeront and Zeuske.

To committee on Labor, Business, Insurance, Veterans and Military Affairs.

#### **Senate Bill 7**

Relating to requiring motor vehicle operators and passengers to wear safety belts, granting rule-making authority, requesting a study and providing a penalty.

By Senators Czarnecki, Risser, Plewa, George and Strohl; cosponsored by Representatives Barrett, Shoemaker, Vanderperren, Notestein, Bell, Merkt, Rosenzweig, Travis, Magnuson, Ladwig, Williams, Black, S. Coggs and Prosser.

To committee on Judiciary and Consumer Affairs.

#### **Senate Bill 8**

Relating to a property tax exemption for backhoes.

By Senator Moen, by request of Eldon Larson of Osseo.

To Joint Survey committee on Tax Exemptions.

#### **Senate Bill 9**

Relating to use of profits from bingo games by a licensed organization.

By Senators Plewa, Van Sistine, Andrea, Kincaid, Kreul and Lorman; cosponsored by Representatives Grobschmidt, Shoemaker, Carpenter, Barrett, Williams, Porter, Hasenohrl, Goetsch, Barca and Schober.

To committee on Labor, Business, Insurance, Veterans and Military Affairs.

#### **Senate Bill 10**

Relating to prohibiting the sale of cigarettes and tobacco products to persons under 18 years of age, prohibiting children from intentionally smoking, chewing, inhaling or in any other manner introducing into the body cigarettes and tobacco products, and providing a penalty.

By Senators Chvala and Risser; cosponsored by Representatives Bell, Black, Robinson and Deininger, by request of Mr. Pete Kiel and Monroe Junior High Social Studies students.

To committee on Agriculture, Health and Human Services.

#### **Senate Bill 11**

Relating to appeals of board of review decisions.

By Senators Lorman, Kreul and Kincaid; cosponsored by Representatives Margaret Lewis, Ladwig, Ourada, Schultz and Vergeront, by request of Mr. John Probst, Jefferson, WI.

To committee on Aging, Banking, Commercial Credit and Taxation.

#### **Senate Bill 12**

Relating to parole eligibility for persons convicted of first-degree murder.

By Senators Andrea, Roshell, Ellis, Norquist, Lasee and Leean; cosponsored by Representatives Tesmer, Krusick, Krug, Goetsch, Matty, Volk, Welch, Carpenter, Vergeront, Weeden, Potter, Hauke, Antaramian, Huelsman, Bradley, Swoboda, Nelsen, Ladwig, Bolle, Hasenohrl, Fergus and Black.

To committee on Judiciary and Consumer Affairs.

#### **Senate Bill 13**

Relating to authorizing counties and towns to appoint alternate members of zoning appeals boards.

By Senators Davis and Engeleiter; cosponsored by Representatives Schneiders, Huelsman, Lepak and Schober.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

#### **Senate Bill 14**

Relating to permitting meetings of boards of directors of corporations to be conducted by telephonic communication.

By Senators Davis, Te Winkle, Lorman and Chilsen; cosponsored by Representatives Holperin, Williams, Prosser, Shoemaker, Berndt, Cowles, Schultz, Schneiders, Huelsman, Schober, Musser, Tregoning and Ladwig.

To committee on Labor, Business, Insurance, Veterans and Military Affairs.

#### **Senate Bill 15**

Relating to the right-of-way at certain uncontrolled intersections.

By Senators Plewa, Andrea, Chilsen and Kreul; cosponsored by Representatives Hasenohrl, Bolle and Grobschmidt.

To committee on Transportation, Tourism and Conservation.

#### **Senate Bill 16**

Relating to membership in Red Arrow Clubs.

By Senators Plewa and Van Sistine; cosponsored by Representatives Carpenter, Grobschmidt and Bolle, by request of Red Arrow Clubs.

To committee on Labor, Business, Insurance, Veterans and Military Affairs.

#### **Senate Bill 17**

Relating to the definition of 'coowner' for purposes of the property tax deferral program.

By Senators Plewa, Feingold, Risser, Andrea, Kreul, Kincaid, Czarnecki, Leean and Lorman; cosponsored by Representatives Tesmer, Grobschmidt, Notestein, Musser, Hasenohrl, Ladwig, Magnuson, Neubauer, Antaramian, Volk, Barca, Weeden and Holschbach.

To committee on Aging, Banking, Commercial Credit and Taxation.

**Senate Bill 18**

Relating to eligibility for farmland preservation agreements.

By Senator Chvala; cosponsored by Representative Deininger, by request of Joseph and Marie Weum of Orfordville.

To committee on Agriculture, Health and Human Services.

**Senate Bill 19**

Relating to granting creditable military service to members of the military reserve.

By Senators Feingold and Risser; cosponsored by Representative Black.

To Joint Survey committee on Retirement Systems.

**Senate Bill 20**

Relating to distributions of surpluses in the fixed annuity reserve within the public employe trust fund.

By Senators Feingold, Andrea, Helbach, Moen, Plewa and Czarnecki; cosponsored by Representatives Volk, Holschbach, Zweck, Fergus, Grobschmidt, Black and Musser.

To Joint Survey committee on Retirement Systems.

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**COMMITTEE REPORTS**

The joint committee on Employment Relations reports and recommends for introduction:

**Senate Bill 21**

Relating to the salaries of certain elected state officials.

Introduction:

Ayes, 6 -- Senators Risser, Strohl and George, Representatives Loftus, Becker and Schneider;

Noes, 2 -- Senator Engeleiter and Representative Nelsen.

Read first time and referred to committee on Senate Rules.

FRED A. RISSER  
Co-chair

TOM LOFTUS  
Co-chair

The committee on Senate Organization recommends the following nominations to committees for appointment by the Senate:

**Aging, Banking, Commercial Credit and Taxation**

Senator Feingold, Chair  
Senator Plewa, Vice Chair  
Senator Czarnecki  
Senator Kincaid  
Senator Jauch  
Senator Kreul

**Agriculture, Health and Human Services**

Senator Moen, Chair  
Senator Jauch, Vice Chair

Senator Feingold  
Senator Te Winkle  
Senator Harsdorf  
Senator Lorman  
Senator Rude

**Economic Development and Financial Institutions**

Senator Ulichny, Chair  
Senator Te Winkle, Vice Chair  
Senator Plewa  
Senator Helbach  
Senator Chilsen  
Senator Engeleiter  
Senator Davis

**Education**

Senator Czarnecki, Chair  
Senator Adelman, Vice Chair  
Senator Helbach  
Senator Moen  
Senator Jauch  
Senator Harsdorf  
Senator Lorman  
Senator Rude

**Housing, Government Operations and Cultural Affairs**

Senator Plewa, Chair  
Senator Ulichny  
Senator Van Sistine  
Senator Ellis

**Judiciary and Consumer Affairs**

Senator Adelman, Chair  
Senator Feingold, Vice Chair  
Senator Chvala  
Senator Lee  
Senator Lorman

**Labor, Business, Insurance, Veterans and Military Affairs**

Senator Van Sistine, Chair  
Senator Roshell, Vice Chair  
Senator Te Winkle  
Senator Plewa  
Senator Kincaid  
Senator Chilsen  
Senator Kreul  
Senator Leean

**Senate Organization**

Senator Risser, Chair  
Senator Strohl  
Senator Norquist  
Senator Engeleiter  
Senator Ellis

**Senate Rules**

Senator Strohl, Chair  
Senator Risser  
Senator Norquist  
Senator Engeleiter  
Senator Ellis

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**Transportation, Tourism and Conservation**

Senator Kincaid, Chair  
Senator Moen, Vice Chair  
Senator Roshell  
Senator Andrea  
Senator Kreul  
Senator Leean  
Senator Rude

**Urban Affairs, Energy, Environmental Resources and Elections**

Senator Lee, Chair  
Senator Chvala, Vice Chair  
Senator Adelman  
Senator Norquist  
Senator Ellis  
Senator Harsdorf  
Senator Lasee

**Joint Committee for Review of Administrative Rules**

Senator Plewa, Chair  
Senator Czarnecki, Vice Chair  
Senator Jauch  
Senator Kreul

**Joint Committee on Audit**

Senator Lee, Chair  
Senator George  
Senator Czarnecki  
Senator Lasee  
Senator Leean

**Joint Committee on Debt Management**

Senator Risser, Chair  
Senator Roshell  
Senator Stitt

**Joint Committee on Finance**

Senator George, Chair  
Senator Roshell  
Senator Chvala  
Senator Helbach  
Senator Norquist  
Senator Andrea  
Senator Davis  
Senator Stitt

**Joint Committee on Retirement Systems**

Senator Jauch, Chair  
Senator Andrea  
Senator Lorman

**Joint Committee on Tax Exemptions**

Senator Te Winkle, Chair  
Senator Helbach  
Senator Leean

**State Council on Alcohol and Other Drug Abuse**

Senator Chvala  
Senator Chilsen

**Building Commission**

Senator Risser  
Senator Van Sistine  
Senator Rude

**Child Abuse and Neglect Prevention Board**

Senator Te Winkle

**Council on Child Labor**

Senator Van Sistine

**Community Development Finance Authority**

Senator George

**Education Commission of the States**

Senator Czarnecki

**Educational Communications Board**

Senator George  
Senator Harsdorf

**Council on Highway Safety**

Senator Adelman  
Senator Rude

**State Historical Society**

Senator Risser  
Senator Rude

**Housing and Economic Development Authority**

Senator Plewa  
Senator Kreul

**Legislative Council**

Senator Moen  
Senator Kreul

**Low-Level Radioactive Waste Council**

Senator Strohl

**Council on Migrant Labor**

Senator Van Sistine  
Senator Leean

**Minnesota-Wisconsin Boundary Area Commission**

Senator Moen  
Senator Jauch  
Senator Harsdorf  
Senator Rude

**Radioactive Waste Review Board**

Senator Strohl

**State Capitol and Executive Residence Board**

Senator Risser  
Senator Ulichny  
Senator Lasee

**State Supported Programs Study and Advisory Committee**

Senator Van Sistine  
Senator Plewa  
Senator Helbach  
Senator Kreul  
Senator Lasee

**Council on Traffic Law Enforcement**

Senator Adelman

JOURNAL OF THE SENATE [January 13, 1987]

Transportation Projects Commission

Senator Kincaid  
Senator Roshell  
Senator Andrea  
Senator Lorman  
Senator Lasee

Women's Council

Senator Feingold  
Senator Chilsen

The question was: Shall the committee report be adopted?

Adopted.

PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Office of the Secretary of State  
December 18, 1986

To the Honorable the Legislature

I, Douglas La Follette, Secretary of State of the State of Wisconsin, do hereby certify that the following proposed amendments to the Constitution of the State of Wisconsin have been approved by the regular session of the 1985-86 legislature and duly published as required by Section 1 of Article XII of the Constitution:

Enrolled Joint Resolution 35  
Enrolled Joint Resolution 36

Sincerely,  
DOUGLAS LA FOLLETTE  
Secretary of State

State of Wisconsin  
Elections Board  
December 30, 1986

To the Honorable the Legislature:

In order to facilitate the administration of the 1987 spring elections, I request that you include a copy of this letter in the Senate Journal. There are several proposed constitutional amendments which will be presented to the 1987-88 Wisconsin legislature for second consideration. If passed, these constitutional amendments must be approved by the people at a referenda election. In order to be placed on the ballot for the 1987 spring election to be held on Tuesday, April 7, 1987, it is essential that final action by the Legislature be completed no later than Thursday, February 26, 1987. This deadline also applies for any statewide referenda questions submitted to a vote of the electors at the April 7, 1987, election.

In order to certify a referendum question, the State Elections Board needs to receive an explanatory statement of the effect of a "yes" or "no" vote prepared by the attorney general. This statement is included in the Type C notice of election which is sent to all county clerks for publication before the election. The text of the question must be certified to the county clerks as soon as possible so that county clerks may prepare the ballots.

The ballots must be printed so that they are available for absentee voting no later than 21 days before the election. The Type C notice must be printed so that it is posted in each polling place.

Thank you for your cooperation. If you have any questions, please contact the State Elections Board staff.

Sincerely,  
KEVIN J. KENNEDY  
Executive Director

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly, pursuant to **Assembly Resolution 1**, is organized and prepared to do business in the 1987 session.

Adopted and asks concurrence in:

**Assembly Joint Resolution 1**

MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Joint Resolution 1**

To create the session schedule for the 1987-88 biennial session period; to amend joint rules 82 (2), 83 (1), (2), (4) and (5), 96 and 97; and to repeal and recreate joint rule 83 (3), relating to introduction of proposals and the modification of joint rules.

By Representatives Loftus, Hauke and Nelsen.

Read.

Considered as privileged and taken up.

The question was: Shall the joint resolution be concurred in?

The ayes and noes were required and the vote was: ayes, 28; noes, 0; absent or not voting, 2; as follows:

Ayes — Senators Andrea, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lecan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 28.

Noes — None.

Absent or not voting — Senators Adelman and Chilsen — 2.

So the joint resolution was concurred in.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

Upon motion of Senator Strohl the senate adjourned until 10:00 A.M. Tuesday, January 27.

3:23 P.M.

# Eighty-Eighth Regular Session

WEDNESDAY, January 14, 1987

The chief clerk makes the following entries under the above date.

## INTRODUCTION OF BILLS

Read first time and referred:

### Senate Bill 22

Relating to discharge of hazardous substances and providing for immunity.

By Senators Andrea, Roshell, Rude, Chvala, Kreul, Te Winkle, Strohl and Van Sistine; cosponsored by Representatives Medinger, Antaramian, Magnuson, Holschbach, Volk, Schultz, Vanderperren, Hasenohrl, Musser, Bolle, Ladwig, Gronemus, Porter, Matty and Robinson.

To committee on Judiciary and Consumer Affairs.

### Senate Bill 23

Relating to the withdrawal of administrative rules.

By Senator Plewa; cosponsored by Representative Antaramian.

To joint committee for Review of Administrative Rules.

## PETITIONS AND COMMUNICATIONS

### Senate Petition 1

A petition by 434 residents of the state of Wisconsin urging the Wisconsin Legislature to pass and enact a law requiring motor vehicle operators and passengers to wear safety belts while traveling in Wisconsin.

By Senator Rude.

Read and referred to committee on Judiciary and Consumer Affairs.

State of Wisconsin  
Elections Board

December 30, 1986

To the Honorable the Legislature

Pursuant to 42 usc 1973 ee-1 (c)(1), the State Elections Board is required to provide a report to the Federal Elections Commission on accessibility of Wisconsin polling places. Wisconsin law requires that a copy of this report be provided to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172(3), Stats. s. 5.25(9)(b), Stats. While this provision does not take effect until January 1, 1992, I am providing you with a copy of the report that is due to the Federal Elections Commission by December 31, 1986. I request that you provide a copy to the appropriate standing committees under s. 13.172(3), Stats. Additional information on polling place accessibility can be obtained by contacting me directly.

Sincerely,  
KEVIN KENNEDY  
Director

Read and referred to committee on Urban Affairs, Energy, Environmental Resources and Elections.

State of Wisconsin  
Department of Natural Resources

January 6, 1987

To the Honorable the Legislature

Wisconsin's Acid Rain Control Law (1985 Wisconsin Act 296) was enacted by the legislature in March 1986 and signed into law in April 1986. The law established emission limits and annual emission goals for sulfur dioxide and nitrogen oxides to control acid rain in Wisconsin. The law also directs the Department of Natural Resources to prepare an annual report which states the total nitrogen oxide and sulfur dioxide emissions from all stationary air contaminant sources in Wisconsin in order to track the emissions relative to the limits and goals set in the law. This 1985 Sulfur Dioxide and Nitrogen Oxide Emissions Report is the first of these annual reports and satisfies the requirements of the law.

PAUL KOZIAR

State of Wisconsin  
Office of the Commissioner of Insurance

January 6, 1987

To the Honorable the Legislature

1985 Wisconsin Act 340 required the Office of the Commissioner of Insurance to study the development and expansion of health care data collection and analysis programs and to report its finding and recommendations to the appropriate standing committee of each house of the legislature. A copy of that report for transmittal to the appropriate standing committee is enclosed.

Please let me know if you have any questions about the report or wish to discuss it with me or members of my staff.

Sincerely,  
THOMAS P. FOX  
Commissioner

Read and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

State of Wisconsin  
Wisconsin Housing and  
Economic Development Authority

December 29, 1986

To the Honorable the Legislature

I am pleased to transmit to you the following report:  
POLICY REPORT UNDER SECTION 103A

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available upon request from the Wisconsin Housing and Economic Development Authority (WHEDA), 1 South Pinckney, Suite 500, or by calling (608) 266-7884.

Best Wishes,  
ED JACKAMONIS  
Executive Director

JOURNAL OF THE SENATE [January 14, 1987]

Ruckert Mielke  
December 15, 1986

Dear Senator Risser

Attached is the "Report and Recommendations on the Method of Financing the Milwaukee Metropolitan Sewerage District's Water Pollution Abatement Program" submitted by William J. Mielke, P.E., a member of the Uniform Capital Cost Recovery Committee.

It is my sincere hope that you and your staff will give serious consideration to this report. We anticipate that the State Legislature will be asked to deal with this question during the 1987-89 legislative session. I would welcome the opportunity to meet with you and your staff to discuss any element of this report.

Very Truly,  
WILLIAM J. MIELKE

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
January 13, 1987

To the Honorable, the Senate:

Please withdraw the following appointments that are pending in the Senate:

Ronald Bonacci  
John W. Forster  
Ernest Hendricks  
Greg A. Hilbert  
Janice M. Kinnaman  
John Lima  
Lyle G. Tenpas  
Pauline Grieger

Two appointments, James R. Kuperberg and Charles H. Thompson should remain and be referred to the appropriate standing committee.

Respectfully,  
TOMMY THOMPSON  
Governor

State of Wisconsin  
Office of the Governor  
January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PAMELA I. ANDERSON of Madison to the Labor and Industry Review Commission, to serve the remainder of the unexpired term of David A. Pearson and a six-year term beginning March 1, 1987.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

State of Wisconsin  
Office of the Governor  
January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHN M. TRIES of Milwaukee as Secretary of the Department of Employment Relations, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read first time and referred to committee on Housing, Government Operations and Cultural Affairs.

State of Wisconsin  
Office of the Governor  
January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JAMES R. KLAUSER of Madison as Secretary of the Department of Administration, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Housing, Government Operations and Cultural Affairs.

State of Wisconsin  
Office of the Governor  
January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RONALD FIEDLER of Sheboygan as Secretary of the Department of Transportation, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Transportation, Tourism and Conservation.

State of Wisconsin  
Office of the Governor  
January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BRUNO MAUER of Dousman as Secretary of the Department of Development, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.



State of Wisconsin  
Office of the Governor

January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARLENE A. CUMMINGS of Madison as Secretary of the Department of Regulation and Licensing, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Housing, Government Operations and Cultural Affairs.

State of Wisconsin  
Office of the Governor

January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TIMOTHY F. CULLEN of Janesville as Secretary of the Department of Health and Social Services, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Agriculture, Health and Human Services.

State of Wisconsin  
Office of the Governor

January 5, 1987

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHN T. COUGHLIN of Madison as Secretary of the Department of Industry, Labor and Human Relations, to serve at the pleasure of the Governor.

Respectfully,  
TOMMY THOMPSON  
Governor

Read and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

#### SENATE CLEARINGHOUSE ORDERS

##### Senate Clearinghouse Rule 86-51

Relating to authorizing persons to shoot deer causing damage.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

##### Senate Clearinghouse Rule 86-70

Relating to general provisions for the WPDES permit program.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, January 14, 1987.

##### Senate Clearinghouse Rule 86-120

Relating to abandoned container response.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, January 14, 1987.

##### Senate Clearinghouse Rule 86-128

Relating to procedures for consideration of actions significantly affecting the environment.

Submitted by Board of Vocational, Technical and Adult Education.

Report received from agency, January 13, 1987.

Referred to committee on Education, January 14, 1987.

##### Senate Clearinghouse Rule 86-150

Relating to dislocated workers.

Submitted by Department of Industry, Labor & Human Relations.

Report received from agency, January 13, 1987.

Referred to committee on Labor, Business, Insurance, Veterans and Military Affairs, January 14, 1987.

##### Senate Clearinghouse Rule 86-152

Relating to general administration, returns and confidentiality provisions of income and franchise taxation.

Submitted by Department of Revenue.

Report received from agency, January 13, 1987.

Referred to committee on Aging, Banking, Commercial Credit and Taxation, January 14, 1987.

##### Senate Clearinghouse Rule 86-164

Relating to the prohibition of preferential treatment on loan transactions for credit union officials.

Submitted by Office of the Commissioner of Credit Unions.

Report received from agency, January 13, 1987.

Referred to committee on Economic Development and Financial Institutions, January 14, 1987.

##### Senate Clearinghouse Rule 86-165

Relating to employers who wish to withdraw a resolution to participate in the Wisconsin retirement system or the group life insurance program.

Submitted by Department of Employee Trust Funds.

Report received from agency, January 13, 1987.

Referred to committee on Housing, Government Operations and Cultural Affairs, January 14, 1987.

##### Senate Clearinghouse Rule 86-167

Relating to the reestablishment of creditable service previously forfeited or the purchase of qualifying service under the Wisconsin retirement system.

Submitted by Department of Employee Trust Funds.

Report received from agency, January 13, 1987.

Referred to committee on Housing, Government Operations and Cultural Affairs, January 14, 1987.

**Senate Clearinghouse Rule 86-170**

Relating to fees required of for-profit postsecondary schools and applicants for solicitors' permits and applications for renewal of approval granted to for-profit postsecondary schools.

Submitted by Educational Approval Board.

Report received from agency, January 13, 1987.

Referred to committee on Education, January 14, 1987.

**Senate Clearinghouse Rule 86-181**

Relating to big game mammal management policy.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

**Senate Clearinghouse Rule 86-182**

Relating to dam safety inspection fees.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

**Senate Clearinghouse Rule 86-183**

Relating to closing the lake trout open fishing season in Pallette Lake, Vilas County.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

**Senate Clearinghouse Rule 86-184**

Relating to establishing a free fishing day each year for sport fishing on all inland and outlying waters of the state.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

**Senate Clearinghouse Rule 86-186**

Relating to the length of a minnow seine and its depth.

Submitted by Department of Natural Resources.

Report received from agency, January 13, 1987.

Referred to committee on Transportation, Tourism and Conservation, January 14, 1987.

**Senate Clearinghouse Rule 86-197**

Relating to the definition of 'monthly compensation' as it affects those persons eligible for a retirement benefit provided under s. 62.13 (9), (9a) or (10), 1975 stats.

Submitted by Department of Employee Trust Funds.

Report received from agency, January 13, 1987.

Referred to committee on Housing, Government Operations and Cultural Affairs, January 14, 1987.

**Senate Clearinghouse Rule 86-215**

Relating to panel review of applications and to written and oral examinations administered to applicants for a license to practice medicine and surgery.

Submitted by Department of Regulation and Licensing.

Report received from agency, January 13, 1987.

Referred to committee on Agriculture, Health and Human Services, January 14, 1987.

**Senate Clearinghouse Rule 86-216**

Relating to informed consent requirements.

Submitted by Department of Regulation and Licensing.

Report received from agency, January 13, 1987.

Referred to committee on Agriculture, Health and Human Services, January 14, 1987.

**Senate Clearinghouse Rule 84-250**

Relating to time periods for handling applications from for-profit postsecondary schools for initial school approval, approval of courses of instruction, approval of teaching locations, and school approval after a change of ownership or control, and for handling original applications for solicitor's permits.

Submitted by Educational Approval Board.

Report received from agency, January 13, 1987.

Referred to committee on Education, January 14, 1987.

**Senate Clearinghouse Rule 84-35**

Relating to the cause or exacerbation of a violation of an ambient air quality standard or ambient air increment.

Submitted by Department of Natural Resources.

Withdrawn by agency, January 6, 1987.

The committee on Agriculture, Health and Human Services reports and recommends:

**Clearinghouse Rule 86-163**

AN ORDER to repeal HSS 324.03 (4) and (9) and 324.07 (2) and Note; to renumber HSS 324.03 (5) to (8), (11) and (12) and 324.07 (3) to (6); to renumber and amend HSS 324.03 (10), 324.07 (4) and 324.15; to amend HSS 324.01 (intro.), 324.03 (3), 324.035 (intro.) and (2), 324.05, 324.06 (6), (7) and Note (first paragraph), 324.07 (1), 324.08, 324.09 (4) and Note, 324.10, 324.12 (1) (f), (h) and (j) and (2) (c), 324.13 (2) and (3) (b) and 324.14 (1) (a) and Note (first paragraph); to repeal and recreate HSS 324.04 and Note and 324.14 (2) and Note; and to create HSS 324.03 (8), relating to work and study release for adult correctional inmates.

Submitted by Department of Health and Social Services.

No action taken.

**Clearinghouse Rule 86-171**

AN ORDER to repeal HSS 302.245, 328.24, 328.25 and 328.26; to renumber HSS 302.25, 302.26 and 302.27; to amend HSS 31.04 (4) (h) 3, 302.31 Note (1st paragraph), as renumbered, 303.11 (6), 303.68 (1) (a) and Note (1st paragraph), 303.71 (7), 313.05 (5), 326.15 and 328.13 (1)

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(b); to repeal and recreate HSS 31.05 (1) (i), 302.21, 302.23, 302.24, 303.84 (1) (i) and (2) and Note and 308.04 (12) (g); and to create HSS 31.05 (6) (f), 31.13, 31.14, 31.15, 31.16, 302.25, 302.26, 302.27, 302.28 and 302.31 (title) and (1), relating to calculating the mandatory release date for inmates of adult correctional institutions.

Submitted by Department of Health and Social Services.

No action taken.

**Clearinghouse Rule 86-125**

AN ORDER to renumber HSS 302.19 (9); to amend HSS 302.19 (7) and Note, 310.01 (2) (e) and (f), 310.025 (1), 310.04 (2) (b), 310.05 (2) and Note, 310.07 (2) and (3), 310.08 and Note, 310.09 (1), (3), (4) and (10) and Note, 310.10 (1), 310.11 (1) (2) and (6), 310.12 and Note and 310.14 and Note; to repeal and recreate HSS 310.02; and to create HSS 302.19 (9), 310.01 (2) (g) and 310.04 (5), relating to inmate complaint procedures at adult correctional institutions.

Submitted by Department of Health and Social Services.

Modifications accepted, review period waived.

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

RODNEY C. MOEN  
Chair

State of Wisconsin  
Revisor of Statutes Bureau

January 1, 1987

Donald J. Schneider  
Senate Chief Clerk  
Dear Mr. Schneider:

The following rules have been published and are effective:

Clearinghouse Rule 85-165 effective January 1, 1987.

Clearinghouse Rule 86- 24 effective January 1, 1987.  
Clearinghouse Rule 86- 42 effective January 1, 1987.  
Clearinghouse Rule 86- 56 effective January 1, 1987.  
Clearinghouse Rule 86- 75 effective January 1, 1987.  
Clearinghouse Rule 86- 89 effective January 1, 1987.  
Clearinghouse Rule 86- 92 effective January 1, 1987.  
Clearinghouse Rule 86-107 effective January 1, 1987.  
Clearinghouse Rule 86-117 effective January 1, 1987.  
Clearinghouse Rule 86-119 effective January 1, 1987.  
Clearinghouse Rule 86-127 effective January 1, 1987.  
Clearinghouse Rule 86-130 effective January 1, 1987.  
Clearinghouse Rule 86-134 effective January 1, 1987.  
Clearinghouse Rule 86-136 effective January 1, 1987.  
Clearinghouse Rule 86-139 effective January 1, 1987.  
Clearinghouse Rule 86-143 effective January 1, 1987.  
Clearinghouse Rule 86-149 effective January 1, 1987.  
Clearinghouse Rule 86-155 effective January 1, 1987.  
Clearinghouse Rule 86-157 effective January 1, 1987.  
Clearinghouse Rule 86-168 effective January 1, 1987.  
Clearinghouse Rule 86-177 effective January 1, 1987.

Sincerely,  
GARY L. POULSON  
Assistant Revisor