

STATE OF WISCONSIN

Senate Journal

Eighty-Ninth Regular Session

Thursday, June 1, 1989

10:00 A.M.

The senate met.

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

By request of the Chair, with unanimous consent, the calling of the roll was dispensed with.

INTRODUCTION OF RESOLUTIONS

**Senate Joint Resolution 45**

Relating to urging appropriate and equitable action by interstate telecommunication carriers to eliminate the gross receipts tax surcharge as a condition of tax relief.

By Senators Te Winkle, Chilsen, Strohl and Rude; cosponsored by Representatives Robson, Seery, Gruszynski, Wood, Van Gorden, Volk, Plache, Boyle, Hamilton, Lorge, Schultz, Bolle, Barca, Young, Bell and Harsdorf.

To committee on Science, Technology, Communications and Energy.

**Senate Joint Resolution 46**

Directing the legislative reference bureau and the legislative council to study the advisability and feasibility of creating a public records center for legislative records.

By Senators Te Winkle, Plewa, Kreul and Lee; cosponsored by Representatives Potter, Robson, Moore, Plache, Huelsman, Lahn, Schneiders, Ladwig, Stower and Musser.

To committee on Housing, Government Operations and Cultural Affairs.

INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 220**

Relating to the Mississippi river parkway commission of this state.

By Senators Moen, Rude, Kreul, Andrea, Shoemaker and Van Sistine; cosponsored by Representatives Medinger, Roberts, Stower, Robson, Baldus, Bolle, Gronemus, Johnsrud, Brandemuehl, Boyle, Farrow and Fortis.

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

**Senate Bill 221**

Relating to participation in public debates or forums by candidates who receive grants from the Wisconsin election campaign fund.

By Senators Te Winkle, Plewa and Cowles; cosponsored by Representatives Robson, Lahn, Zweck, Fortis, Schmidt and Zien.

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

**Senate Bill 222**

Relating to creation of an ethical practices board, abolition of the elections board and ethics board, administration of the lobbying regulation law and making appropriations.

By Senators Te Winkle, Roshell, Lorman and Kincaid; cosponsored by Representatives Gruszynski, Medinger, Rohan, Robson, Plache, Holschbach, Linton, Fortis, Musser, Boyle, Baldus, Lepak and Notestein.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

COMMITTEE OF CONFERENCE

on

**Assembly Bill 1**

The members of the Committee of Conference on **Assembly Bill 1** report and recommend, that, by the adoption of this report:

1. Prior action. Both houses recede from their respective positions.

2. Action on conference report. The Senate and the Assembly adopt and concur in Conference Substitute Amendment 1 (LRBs0115/1), which is attached to and made a part of this report.

Senator Charles J. Chvala Representative Peter W. Barca  
Senator Jerome Van Sistine Representative Vernon W. Holschbach

Senator Weeden and Representative Ourada voted no on the conference report.

The committee on Urban Affairs, Environmental Resources, Utilities and Elections reports and recommends:

BEHNKE, HERBERT F., of Shawano, as a member of the Natural Resources Board, to serve for the term ending May 1, 1995.

Confirmation:

Ayes, 5 -- Senators Lee, Chvala, Burke, Lasec and Kreul;

Noes, 0 -- None.

NIMZ, LYNN, of Wausau, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 1992.

Confirmation:

Ayes, 5 -- Senators Lee, Chvala, Burke, Lasee and Kreul;

Noes, 0 -- None.

**Senate Bill 183**

Relating to the operation of cemeteries by religious societies.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Lee, Chvala, Burke, Lasee and Kreul;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Lee, Chvala, Burke, Lasee and Kreul;

Noes, 0 -- None.

**Senate Bill 194**

Relating to meeting times and notice requirements for annual town meetings.

Passage:

Ayes, 5 -- Senators Lee, Chvala, Burke, Lasee and Kreul;

Noes, 0 -- None.

Mordecai Lee  
Chair

The committee on Labor, Business, Insurance, Veterans' and Military Affairs reports and recommends:

GREBE, MICHAEL W., of Milwaukee, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

KAUTZER, JERRY, of Green Lake, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

LEE, WILBUR L., of Port Edwards, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

ROSE, JOHN, of Green Bay, as a member of the Lottery Board, to serve for the term ending May 1, 1994.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

BUGHER, DAVID, of Eau Claire, as a member of the Racing Board, to serve for the term ending May 1, 1994.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

PIERSON, BRUCE F., of Janesville, as a member of the Bingo Control Board, to serve for the term ending May 1, 1994.

Confirmation:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

**Senate Bill 133**

Relating to membership of the council on veterans programs.

Adoption of Senate amendment 1:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

**Assembly Bill 44**

Relating to collective bargaining units consisting of supervisors.

Introduction and adoption of Senate amendment 1:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Shoemaker and Rude;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Van Sistine, Kincaid, Plewa, Te Winkle and Shoemaker;

Noes, 2 -- Senators Roshell and Rude.

Jerome Van Sistine  
Chair

**REPORT OF JOINT SURVEY COMMITTEE ON  
DEBT MANAGEMENT**

**Appendix to Senate Bill 31**

**Public Policy Involved**

The provisions of the bill that relate to state-level borrowing are desirable as a matter of public policy.

The policies of the Joint Survey Committee on Debt Management provide, in part, that state bond issuance should be limited to meet certain tests, including the following:

1. That the projected debt service to be paid from general purpose revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new authorized projects shall not exceed 4.5% of budgeted general purpose revenues for the next biennium.

2. That the projected debt service to be paid from all revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new projects shall not exceed 3% of budgeted total revenues for the next biennium.

The amount of debt service provided in **Senate Bills 31, 32 and 33** for the 1989-91 biennium exceeds these recommended limits.

Senator Fred A. Risser  
Co-Chair

Representative Louis Fortis  
Co-Chair

#### REPORT OF JOINT SURVEY COMMITTEE ON DEBT MANAGEMENT

##### Appendix to **Senate Bill 32**

##### Public Policy Involved

The borrowing-related provisions of **Senate Bill 32** are (not) desirable as a matter of public policy.

The policies of the Joint Survey Committee on Debt Management provide, in part, that state bond issuance should be limited to meet certain tests, including the following:

1. That the projected debt service to be paid from general purpose revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new authorized projects shall not exceed 4.5% of budgeted general purpose revenues for the next biennium.
2. That the projected debt service to be paid from all revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new projects shall not exceed 3% of budgeted total revenues for the next biennium.

The amount of debt service provided in **Senate Bills 31, 32 and 33** for the 1989-91 biennium exceeds these recommended limits.

Senator Fred A. Risser  
Co-Chair

Representative Louis Fortis  
Co-Chair

#### REPORT OF JOINT SURVEY COMMITTEE ON DEBT MANAGEMENT

##### Appendix to **Senate Bill 33**

##### Public Policy Involved

The provisions of the bill that relate to state-level borrowing are desirable as a matter of public policy.

The policies of the Joint Survey Committee on Debt Management provide, in part, that state bond issuance should be limited to meet the following tests:

1. That the projected debt service to be paid from general purpose revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new authorized projects shall not exceed 4.5% of budgeted general purpose revenues for the next biennium.
2. That the projected debt service to be paid from all revenues of the state on outstanding bonds and bonds to be issued during the biennium for previously authorized programs and new projects shall not exceed 3% of budgeted total revenues for the next biennium.

The amount of debt service provided in **Senate Bills 31, 32 and 33** for the 1989-91 biennium exceeds these recommended limits.

Senator Fred A. Risser  
Co-Chair

Representative Louis Fortis  
Co-Chair

#### PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Legislative Audit Bureau

May 31, 1989

To the Honorable the Legislature:

We have completed a financial and compliance audit of the University of Wisconsin-River Falls' student financial assistance programs as required by federal regulations and as requested by the University of Wisconsin System. We also included the state grants in our awards testing for compliance with state statutes as requested by the Wisconsin Higher Educational Aids Board. Our audit period was July 1, 1986, through June 30, 1988.

The first and second sections of our report contain the University's student financial assistance programs' financial statements and the related independent auditor's opinion. The third and fourth sections contain the auditor's statement on internal control systems and statement on compliance, as well as our comments on internal control deficiencies and findings of noncompliance. The fifth section contains our comments on the status of the recommendations made during the prior audit conducted by University of Wisconsin-System Internal Audit.

Except for questioned costs of \$13,006 and minor compliance errors, we found University of Wisconsin-River Falls administered the student financial assistance programs as required by federal regulations and state statutes. The University needs to improve its procedures

and documentation for determining student eligibility and the financial aid award amounts for the federal and state financial assistance programs.

We appreciate the courtesy and cooperation extended to us by the University of Wisconsin-River Falls staff during our audit. The University's comments on individual audit findings are within the body of our report, and its overall response is the Appendix.

Sincerely,  
DALE CATTANACH  
State Auditor

State of Wisconsin  
Office of the Secretary of State

May 30, 1989

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7).

If you have any questions concerning this transmittal, please contact Teresa Walker, Lobbyist Specialist, at (608) 266-5503.

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

**Michael Bernstein** May 25, 1989, 401 W. Michigan St., Milwaukee WI 53201; (414)226-6169.

1) Blue Cross/Blue Shield United of WI Thomas Hefty, Pres.; 401 W. Michigan St., Milwaukee WI 53201; (414)226-5000.

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare.

**Michael F. Brozek** May 22, 1989, 22 N. Carroll St., Ste. 200, Madison WI 53703; (608)251-0267.

1) Dain Bosworth, Inc. Richard R. Miller, Sr. V.P.; 100 Dain Twr., Minneapolis MN 55402; (612)371-7820.

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance or other topics pertaining to the general public health or welfare.

**P. Scott Hassett** May 25, 1989, 214 W. Mifflin St., Madison WI 53703; (608) 256-9031.

1) Dane County District Attorneys Assn. Gretchen L. Hayward; 210 Martin Luther King, Jr. Blvd., Madison WI 53709; (608)266-4211.

Subjects: a) Legislative action to make state employees of District Attorneys, Deputy and Assistant D.A.'s; b) Legislative action relating to Court Commissioners (AB360 and related bills). Also, any related administrative action.

**Ronald W. Kuehn** May 25, 1989, 2 E. Mifflin St., Ste. 412, Madison WI 53703 ; (608)255-8891.

1) A to Z RentAll, Inc. Kevin Hoffman; 2209 S. Stoughton Rd., Madison WI 53716; (608)222-5004.

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance; or other topics pertaining to the general public health or welfare.

Sincerely,  
DOUGLAS LAFOLLETTE  
Secretary of State

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor

May 22, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHN M. HARTZ of Hudson, as a member of the Nursing Home Administrators Examining Board pursuant to the statute governing, to serve for the interim term ending July 1, 1989, and the full term ending July 1, 1993.

Respectfully,  
TOMMY THOMPSON  
Governor

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

SENATE CLEARINGHOUSE ORDERS

The committee on Urban Affairs, Environmental Resources, Utilities and Elections reports and recommends:

**Senate Clearinghouse Rule 88-39**

Relating to friends groups.  
No action taken.

Mordecai Lee  
Chair

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

**Senate Clearinghouse Rule 88-181**

Relating to family day care centers for children.  
No action taken.

**Senate Clearinghouse Rule 87-177**

Relating to prohibited practice for chiropractors.  
Modifications approved:

Ayes, 7 -- Senators Moen Te Winkle, Feingold, Jauch, Shoemaker, Lorman and Weeden;  
Noes, 0 -- None.

Rodney C. Moen  
Chair

State of Wisconsin  
Revisor of Statutes Bureau

June 1, 1989

To the Honorable the Legislature:

The following rules have been published and are effective:

- Clearinghouse Rule 87-148 effective June 1, 1989.
- Clearinghouse Rule 88- 3 effective June 1, 1989.
- Clearinghouse Rule 88- 64 effective June 1, 1989.
- Clearinghouse Rule 88- 90 effective June 1, 1989.
- Clearinghouse Rule 88-131 effective June 1, 1989.
- Clearinghouse Rule 88-132 effective June 1, 1989.
- Clearinghouse Rule 88-153 effective June 1, 1989.
- Clearinghouse Rule 88-154 effective June 1, 1989.
- Clearinghouse Rule 88-183 effective January 1, 1990.
- Clearinghouse Rule 88-185 effective June 1, 1989.
- Clearinghouse Rule 88-193 effective June 1, 1989.
- Clearinghouse Rule 88-202 effective June 1, 1989.
- Clearinghouse Rule 88-217 effective June 1, 1989.

Sincerely,  
GARY L. POULSON  
Assistant Revisor

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MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

**Assembly Bill 132**  
**Assembly Bill 262**

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MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 132**

Relating to providing a permit for the operation of certain combinations of vehicles.

By Representatives Volk, Vanderperren, Duff, Boyle, Van Gorden, Hasenohrl, Van Dreel and Zeuske, cosponsored by Senators Van Sistine and Weeden.

Read first time and referred to committee on Transportation, Conservation and Mining.

**Assembly Bill 262**

An act relating to directing the state superintendent to study specialized physical health care services in schools.

By Representatives Robson, Plache, Van Dreel, M. Coggs, Gronemus, Gruszynski, Stower, Bell, Volk, Fortis, Boyle, Bock, Zien, Duff, Gard, Lahn and Rohan, cosponsored by Senators Moen, Czarnecki and Chilsen.

Read first time and referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

The Chair, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, June 6.  
10:01 A.M.

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AMENDMENTS OFFERED

Senate amendment 1 to **Assembly Bill 298** offered by Senator Kreul.