

STATE OF WISCONSIN  
**Assembly Journal**

**Ninetieth Regular Session**

TUESDAY, December 29, 1992

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

COMMUNICATIONS

December 8, 1992

Honorable Donald J. Schneider  
Honorable Thomas T. Melvin

Dear Chief Clerks:

The following rules were omitted from previous reports:

Clearinghouse Rule 89-8 effective 2-1-90  
Clearinghouse Rule 90-44 effective 1-1-91  
Clearinghouse Rule 90-48 effective 1-1-91  
Clearinghouse Rule 90-72 effective 11-1-90  
Clearinghouse Rule 90-186 effective 2-1-91  
Clearinghouse Rule 90-187 effective 11-1-91  
Clearinghouse Rule 90-202 effective 7-1-91  
Clearinghouse Rule 90-203 effective 7-1-91  
Clearinghouse Rule 90-211 effective 7-1-91  
Clearinghouse Rule 90-253 effective 8-1-91  
Clearinghouse Rule 90-255 effective 8-1-91  
Clearinghouse Rule 90-256 effective 8-1-91  
Clearinghouse Rule 91-2 effective 3-1-92

Sincerely,  
GARY L. POULSON  
Deputy Revisor

APPOINTMENTS

December 17, 1992

The Honorable Walter Kunicki  
Assembly Speaker  
Room 211 West, State Capitol  
Madison, WI 53702

Dear Speaker Kunicki:

It is my pleasure to reappoint Representative Lolita Schneiders to the State of Wisconsin Building Commission.

Representative Schneiders has served this committee well during the 1991-92 legislative term, and I am confident that she will continue to serve with distinction through the 1993-94 term.

Thank you for your consideration.

Sincerely,  
DAVID PROSSER, JR.  
Minority Leader

COMMUNICATIONS

October 13, 1992

Thomas T. Melvin

Assembly Chief Clerk

Suite 402, One East Main Street

Madison, WI 53708

Dear Members of the Wisconsin State Legislature:

On behalf of the University Committee and PROFS, Inc. at the University of Wisconsin-Madison, we want to share with you our considered views and those of our faculty colleagues on the findings and recommendations of the Governor's Commission on UW System Compensation. These views are set forth in a letter which the University Committee very recently addressed to Governor Thompson and which we are now sending to you. We earnestly seek your support in finding satisfactory solutions to the problems identified by the Commission, and we wish this communication to be regarded as opening an extended dialogue on the Commission's recommendations and on the work of the Task Force on UW System Accountability.

Like the Commission itself, whose members included Democrats and Republicans with different views on higher-education matters, the University Committee and Faculty senate endorse the recommendations as a package. The degree of our enthusiasm is, frankly, greater for some of the recommendations than for others, and we expect that this will also be true for members of the Wisconsin State Legislature. What we favor more, you as legislators may favor less. We find that there are some risks associated with certain of the Commission's proposals, and you may believe that there are different risks associated with other recommendations. But it seems to us that all the major parties involved with the issues before us must seek to accommodate some significant differences of aim and method if a widely acceptable political settlement is to be reached, one that will really address the University's fiscal problems while at the same time ensuring that the university is responsive to the needs of its students and accountable to legislators and the tax-paying citizenry. In the months of discussion that lie ahead, we pledge ourselves to joining with you in

a sincere and respectful search for grounds of agreement and reconciliation of differences.

Cordially yours,  
THOMAS G. KURTZ,  
Chair, University Committee  
JOEL B. GROSSMAN  
President of PROFS, Inc.

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State of Wisconsin  
Department of Health and Social Services  
Office of Health Care Information  
Madison

November 1992

To the Honorable the Legislature:

Pursuant to the requirements of section 153.20, Wis. Stats., I am pleased to submit to the Governor and the Legislature *Uncompensated Health Care, Wisconsin Hospitals, FY 1991*. This report, prepared by the Office of Health Care Information, sets forth the total charges for charity care, bad debt and total uncompensated health care for hospital fiscal year 1991; the projected total charges for hospital fiscal year 1992; the number of patient/accounts receiving uncompensated health care for hospital fiscal year 1991; and the projected number of patient/accounts who will receive uncompensated health care in hospital fiscal year 1992.

The information contained in this report was obtained from data submitted by hospitals on their annual *1991 Uncompensated Health Care Services Plan* and their annual *FY 1991 Hospital Fiscal Survey*.

Sincerely,  
DAVID J.W. KLAUSER  
Director, OHCI

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State of Wisconsin  
Department of Natural Resources  
Madison

November 24, 1992

To the Honorable the Legislature:

The Lower Wisconsin State Riverway was established with 1989 Wisconsin Act 31. This law created a new state agency, the Lower Wisconsin State Riverway Board (the Board), which administers a permit system for performance standards designed to maintain the scenic beauty of the river. In order to ensure local control in the Counties' shoreland zoning area, the Counties retained permitting authority for performance standards in this zone. However, several legislators were concerned about the costs that the municipalities might incur when administering the permits. Therefore, the Department was directed per s. 30.437 Stats., to report on the need for financial assistance to municipalities.

The concern over county administration of permits was included in a recent Legislative Audit Bureau evaluation of the Board. This report found that counties have not established formal procedures to administer the permitting system themselves, and in general, look to the Board for administration of the permits. In fact, all but one of the counties has entered into a Memorandum of Understanding (MOU) where the Board analyzes permit requests in shoreland areas, and makes an advisory recommendation to the county. The last county is expected to sign the MOU shortly. The Board has also passed a resolution to recommend legislative action to obtain regulatory authority for performance standards in shoreland areas. Given the MOU and possible legislation, we feel financial assistance to municipalities is not warranted at this time.

The Department has provided other forms of financial assistance to municipalities for recreation management along the river corridor. The Department offers the following financial assistance grants to municipalities:

1. Recreational Boating Facilities Grants
2. Land and Water Conservation Fund Grants
3. Aids for Acquisition and Development of Local Parks
4. Urban Green Space Grants
5. Outdoor Recreation Action - Local Park Aids
6. Federal Aid in Sport Fish Restoration Act

During the past fiscal year, \$18,000 from Federal Aid in Sport Fish Restoration Act funds were encumbered to assist Sauk, Iowa, Grant and Crawford Counties, as well as the Villages of Muscoda and Wauzeka to maintain public access sites located along the Lower Wisconsin River.

We feel these grant funds offer municipalities an opportunity to manage recreation programs along the river, and we will continue to offer community assistance for projects designed to enhance the visual appearance of river projects. If you should have any question about the Riverway, I encourage you to contact Doug Fendry at (608) 267-2764.

Sincerely,  
C.D. BESADNY  
Secretary, DNR

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State of Wisconsin  
Legislative Audit Bureau  
Madison

November 25, 1992

To the Honorable the Assembly:

We have audited the financial statements of the WHA Radio and Television (public telecommunications entities operated by the University of Wisconsin-Extension) for the year ended June 30, 1992 and have issued our reports on these statements, dated November 25, 1992.

This audit was requested by the University of Wisconsin-Extension to fulfill the audit requirements of the Corporation of Public Broadcasting. The Corporation requires audited financial statements of public broadcasting entities and certification of these entities' non-federal revenue sources in determining future funding levels.

The audit reports include no major findings, conclusions, or recommendations and, in our judgment, are not likely to be of interest to most members of the Legislature.

Copies of the audit reports have been distributed to members of the Joint Audit Committee and those required by law to receive copies. If you are interested in receiving copies of the audit reports, please contact our office and request report numbers 92-34 and 92-35.

Sincerely,  
DALE CATTANACH  
State Auditor

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State of Wisconsin  
State Historical Society  
Madison

November 25, 1992

To the Honorable the Assembly:

Pursuant to 1991 Wisconsin Act 39, attached please find a report on the transfer, funding, and management of First Capitol State Park, known as Belmont.

The report revisits the four specific goals for the site as contained in the 1989 report by the Historic Sites Task Force, appointed by DNR Secretary Besadny in 1988. Within the context of this report and the *Treasures in Jeopardy* report issued by the Society in 1991, this report contains four proposed levels of operation for the consideration of the legislature. The report also identifies maintenance and capital improvement projects which should be funded and completed prior to transfer from DNR to the Society. Finally, as requested in the subject legislation, this report summarizes three specific recommendations to forward successful transfer of the property plus ongoing maintenance and program interpretation.

Please direct any specific questions that you might have regarding specifics of the report to David Pamperin, Historic Sites division Administrator at 264-6540.

Very truly yours,  
H. NICHOLAS MULLER III  
Director

State of Wisconsin  
Department of Natural Resources  
Madison

November 30, 1992

To the Honorable the Legislature:

Enclosed is a report, Nitrogen Oxide Emissions in Wisconsin, prepared under s. 144.389(3)(e), Stats., of the 1985 Acid Rain Control Act 296. This Nitrogen Oxide Report contains an assessment of the effects of nitrogen oxide emissions and the costs of reducing such emissions, and includes recommendations for action by the Governor and the Legislature.

The only controversial recommendation is to continue the Acid Deposition Research Council beyond its 1996 sunset date along with the research funding provision of 1985 Act 296 (an assessment collected from the state's Utilities) and to expand the role of the Council to include other regional problems. The Council has played a valuable role in the past in overseeing acid deposition research and monitoring activities and that role should be continued and expanded.

The Utilities individually and through their association have expressed strong opposition to this recommendation and the Acid Deposition Research Council failed to endorse it because of the Utilities' opposition. The Department feels that there is a need for such action to assure that monitoring of and research on the effects of nitrogen oxide reductions be continued to the final implementation date (year 2005) for the acid rain control provisions of the Clean Air Act.

Please also note that the submittal date of the enclosed report should have been January 1, 1989 as required in the 1985 Acid Rain Control Act. It was delayed for two reasons. First, the cost study could not be completed on time because of contractor tardiness and other technical reasons. Second, the 1985 Act required a report recommending ways to coordinate the Wisconsin law with the federal Clean Air Act Amendments of 1990. The coordination recommendations were included in a companion report which was submitted to you in May 1991, Coordination of 1985 Wisconsin Act 296 with the Federal Clean Air Act Amendments of 1990 in the Matter of Acid Deposition Control.

The Department has provided other forms of financial assistance to municipalities for recreation management along the river corridor. The Department offers the following financial assistance grants to municipalities:

1. Recreational Boating Facilities Grants
2. Land and Water Conservation Fund Grants
3. Aids for Acquisition and Development of Local Parks
4. Urban Green Space Grants

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5. Outdoor Recreational Action - Local Park Aids
6. Federal Aid in Sport Fish Restoration Act

During the past fiscal year, \$18,000 from Federal Aid in Sport Fish Restoration Act funds were encumbered to assist Sauk, Iowa, Grant and Crawford Counties, as well as the Villages of Muscoda and Wauzeka to maintain public access sites located along the Lower Wisconsin River.

We feel these grant funds offer municipalities an opportunity to manage recreation programs along the river, and we will continue to offer community assistance for projects designed to enhance the visual appearance of river projects. If you should have any questions about the Riverway, I encourage you to contact Doug Fendry at (608) 267-2764.

Sincerely,  
C.D. BESADNY  
Secretary, DNR

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State of Wisconsin  
Department of Revenue  
Mining Investment and Local  
Impact Fund Board  
Madison

December 1, 1992

To the Honorable the Legislature:

Enclosed is an Order of the Mining Investment and Local Impact Fund Board Adopting an Emergency Rule relating to administration of notice of intent period payments as created by 1991 Wisconsin Act 259. A copy of this emergency rule is being sent to you pursuant to the requirements specified in s. 227.24(3), Stats. A certified copy of the order will be filed in the Office of the Secretary of State and the Office of the Revisor of Statutes as required by s. 227.20, Stats.

This emergency rule will become effective on December 14, 1992 after publication in the official state newspaper. It will remain in effect for 150 days after publication, when a permanent rule should be in place.

Copies of this letter and the emergency rule order are also hereby being transmitted to the Chief Clerk of the Senate and of the Assembly with the request that the order, or a notice of it, be published in the Journal of each house to make the rule known to persons who will be affected by it.

Sincerely,  
LLOYD KINCAID  
Chairman

State of Wisconsin  
Department of Administration  
Madison

December 4, 1992

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, 1992, through September 30, 1992, is attached.

Sincerely,  
JAMES R. KLAUSER  
Secretary, DOA

December 11, 1992

The Honorable Walter J. Kunicki  
Speaker of the Wisconsin State Assembly  
State Capitol  
Madison, WI 53702

Sir:

Enclosed is certified photocopy of a resolution adopted by the Mayor and Common Council of the City of Manitowoc at a meeting held on Monday, December 7, 1992. Upon request of Mayor Crawford, the entire assembly rose in recognition of Assemblyman Holschbach's tenure.

This resolution extends appreciation to Assemblyman Holschbach for the commitment that he has shown to the residents of the 25th Assembly District and wishes him the very best in his retirement.

Very truly yours,  
JUNE E. FETZER  
Manitowoc City Clerk

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State of Wisconsin  
Department of Health and Social Services  
Madison

December 14, 1992

To the Honorable the Assembly:

Pursuant to 1989 Wisconsin Act 262, I am sending the 1st Annual Update to the Five Year Plan for Developmental Disabilities Services, required by Wisconsin statutes 51.437 (14p).

Sincerely,  
GERALD WHITBURN  
Secretary, DHSS

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State of Wisconsin  
Department of Industry, Labor and Human Relations  
Madison

December 21, 1992

To the Honorable the Legislature:

Pursuant to Wisconsin Statute 1.11(2)(j), the Department reports no proposed actions for which the agency conducted an assessment of whether an impact statement was required under 1.11(2)(c). Subsequently, there are no impact statements prepared under par. (c) to report.

This reporting covers the period between September 16, 1991 and September 15, 1992.

Respectfully Submitted,  
CAROL SKORNICKA  
Secretary, DILHR

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State of Wisconsin  
Department of Transportation  
Madison

December 22, 1992

To the Honorable the Legislature:

1991 Wisconsin Act 233 directs the Wisconsin Department of Transportation (WisDOT) to study the costs and feasibility of a requirement that sellers notify WisDOT when a vehicle is sold between private parties. Enclosed with this letter is the WisDOT study. The study finding do not support a seller notification requirement.

The costs of implementing and maintaining a seller notification program exceed the benefits to local enforcement agencies. Problems related to the current

ownership of abandoned vehicles and responsibility for unpaid parking citations are concentrated in the southeastern region of the state, and primarily in the City of Milwaukee. As discussed in the study, recent changes to the City of Milwaukee's citation program have greatly reduced the need for a seller notification requirement.

Additionally, most vehicle abandonments (about 5400 annually) occur in the southeastern corner of the state. With fewer than 800 vehicles abandoned elsewhere in the state, a proposal to impose additional paperwork and regulation affecting all private vehicle sales (over 60,000 each year) is not warranted.

Questions or comments regarding this study should be directed to either Ms. Mary Pohlman (267-5252) or Ms. Marcia Kasieta (267-4469) of our Division of Motor Vehicles.

Sincerely,  
CHARLES H. THOMPSON  
Secretary, DOT

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State of Wisconsin  
Department of Health and Social Services  
Madison

December 23, 1992

To the Honorable the Assembly:

Enclosed is a copy of the 1992 Wisconsin Report on Child Abuse and Neglect pursuant to s. 48.981, Stats. Additional copies of this report are available upon request from the Department of Health and Social Services Forms and Publications Center.

Sincerely,  
GERALD WHITBURN  
Secretary, DHSS