

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 65

Relating to memorializing Congress to repeal the earnings limits for social security recipients and to pass the 'Older Americans Freedom to Work Act'.

By Senators Buettner, Burke, Petak, Breske, Rude, Van Sistine, Lorman, Cowles, Roshell, Farrow and Schultz; cosponsored by Representatives Krusick, Klusman, Bolle, Silbaugh, Baldus, Moore, Vander Loop, Boyle, Radtke, VAn Gorden, Nass, Porter, Kaufert, Urban, Harsdorf, Brandemuehl, Musser, Darling, Schneiders, Ott, Zien, Vrakas, Lorge, Coleman and Ladwig.

To committee on Aging, Banking, Communications and Taxation.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 454

Relating to regulating contracts for services and facilities provided by weight loss centers and employe staffing and training requirements for weight loss centers.

By Senators Plewa, Roshell, Petak, Farrow and Buettner; cosponsored by Representatives Grobschmidt, Young, Krug, Fortis, Bock, Carpenter, Hisrich, Boyle, Lehman, Kaufert, Radtke, Silbaugh, Brandemuehl and Ott.

To committee on Judiciary and Consumer Affairs.

Senate Bill 455

Relating to regulating credit services organizations and providing a penalty.

By Senator Feingold.

To committee on Aging, Banking, Communications and Taxation.

Senate Bill 456

Relating to organizations engaged in fiduciary operations.

By Senator Feingold.

To committee on Aging, Banking, Communications and Taxation.

Senate Bill 457

Relating to recovery of medical assistance benefits.

By Senators Barrett, Burke and Risser; cosponsored by Representatives Krusick, Musser, Brandemuehl, Huber, Ott, Ladwig, Rohan, Holschbach, Young, Robson, Stower, Rosenzweig, Ainsworth, Van Dreel, Reynolds, Kaufert and Turner.

To committee on Agriculture, Corrections, Health and Human Services.

Senate Bill 458

Relating to comparative negligence, punitive damage awards, payments to persons who have obtained a judgment in tort actions, limits on noneconomic damages and making appropriations.

By Senators Roshell, Andrea, Breske, Van Sistine, Plewa, Huelsman, Farrow, Lasee, Buettner, Lorman and Schultz; cosponsored by Representatives Hubler and Loucks.

To committee on Judiciary and Consumer Affairs.

Senate Bill 459

Relating to penalties for refusing to submit to chemical testing or for operating a vehicle while under the influence of an intoxicant or drugs or both.

By Senators Moen, Burke, Huelsman, Farrow, Petak, Buettner, Lorman, Ulichny and Andrea; cosponsored by Representatives Lautenschlager, Krusick, Reynolds, Wood, Grobschmidt, Deininger, Van Gorden, Roberts, Hinkfuss, Goetsch, Silbaugh, Schwartz, Radtke, Rohan, Stower, Ourada, Holperin, Hisrich, Huber and Fortis.

To committee on Judiciary and Consumer Affairs.

Senate Bill 460

Relating to corporate law revisions.

By Senators Ulichny and Barrett; cosponsored by Representatives Hauke and Baldus.

To committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

COMMITTEE REPORTS

The committee on Higher Education reports and recommends:

Assembly Bill 4

Relating to prohibiting certain persons from entering or remaining in the locker room of a public or private school, institution of higher education or professional athletic team and providing a penalty.

Concurrence:

Ayes, 5 -- Senators Potter, Jauch, Czarnecki, Lorman and Berndt;

Noes, 0 -- None.

Calvin Potter
Chair

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

Senate Joint Resolution 62

Relating to requesting the legislative council to study farm safety.

Adoption:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Schultz;

Noes, 0 -- None.

Senate Joint Resolution 64

Relating to urging President Bush to prepare a national plan of action to implement the goals of the World Summit for Children Declaration.

Adoption:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Schultz;

Noes, 0 -- None.

Assembly Bill 267

Relating to the acts that are included within the practice of pharmacy and the requirements for substituting a generic drug for a prescribed drug in dispensing a prescription.

Introduction and adoption of Senate amendment 1:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Schultz;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Schultz;

Noes, 0 -- None.

Assembly Bill 402

Relating to sale of cleaning agents and water conditioners containing phosphorus and providing penalties.

Concurrence:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Schultz;

Noes, 0 -- None.

Rodney C. Moen
Chair

PETITIONS AND COMMUNICATIONS

Senate Petition 13

A petition by approximately 2700 members of the Coalition for the Protection of Wisconsin State Parks in support of eliminating hunting in Wisconsin State Parks.

By Senator Risser.

Referred to the committee on Urban Affairs, Environmental Resources and Elections.

State of Wisconsin
Legislative Council

January 17, 1992

To the Honorable the Legislature:

I am pleased to transmit to you the following reports to the 1991 Legislature on legislation introduced by the Legislative Council:

RL 91-16 -- Legislation on Privacy and Information Technology (1991 Assembly Bills 761, 762 and 763)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, One East Main, Suite 401.

Sincerely,
Dave Stute
Director

State of Wisconsin
Investment Board

January 15, 1992

To the Honorable the Legislature:

Pursuant to s. 25.16(14m) of the Statutes, I am submitting to you the Investment Board's Annual Report for fiscal year 1991, which contains a discussion of investments made within the state.

Sincerely,
Patricia Lipton
Executive Director

State of Wisconsin
Department of Health and Social Services

January 15, 1992

To the Honorable the Legislature:

Section 46.03(26) of the statutes requires the Department of Health and Social Services to report annually on data processing projects under development. The attached document is a summary of the significant departmental information systems currently under development.

Sincerely,
Gerald Whitburn
Secretary

State of Wisconsin
Department of Health and Social Services
Employment and Training Policy Division

January 6, 1992

To the Honorable the Legislature:

Enclosed are the Preliminary 1992 Summer Program (SYP) plans for Title IIB of the Job Training Partnership Act (JTPA).

If you have any questions regarding these plans, please contact Gary Denis at 266-6886.

Sincerely,
June Suhling
Division Administrator

State of Wisconsin
Department of Public Instruction

January 15, 1992

To the Honorable the Legislature:

Enclosed please find the summary report required by 1991 Wisconsin Act 42, Section 6m, relating to revocation of licenses granted by the Department of Public Instruction.

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As you will see by the summary, the department is not recommending any statutory changes in the area of license revocation at this time.

Sincerely,
Herbert J. Grover
State Superintendent
State of Wisconsin
Legislative Audit Bureau

January 21, 1992

To the Honorable the Legislature:

We have completed an evaluation of the Division of Emergency Government within the Department of Military Affairs. The Division is responsible for coordinating state efforts and assisting county and municipal efforts in preparing to respond to natural and man-made disasters and emergencies.

In general, the Division appears adequately prepared to respond to those emergencies in which the State is called on to provide assistance. However, the primary responsibility for emergency response rests with counties and municipalities, among whom preparedness appears to vary greatly. Some counties are well prepared, while others have committed little time or other resources to planning and training.

The Division has been assigned growing responsibilities in recent years at the same time that state and federal resources to support its activities have declined. At the same time, however, the Division has not developed plans for using its available resources as effectively as possible. Division efforts have lacked overall direction and leadership.

As a result, counties have received inadequate assistance in planning for local response to emergencies, training emergency government staff, and implementing the hazardous facility program. We have included recommendations for improving specific division efforts and for statutory change to clarify the authority of the Adjutant General in directing division programs.

We appreciate the courtesy and cooperation extended to us by Division of Emergency Government and Department of Military Affairs staff and by county emergency government officials. A response from the Adjutant General and Division Administrator is Appendix V.

Sincerely,
Dale Cattanach
State Auditor

State of Wisconsin
Legislative Audit Bureau

January 15, 1992

To the Honorable the Legislature:

We have conducted financial audits of the Department of Corrections' Badger State Industries and Farms program for the fiscal year ended June 30, 1990. Our audits were conducted in conjunction with the audit

of the State of Wisconsin Comprehensive Annual Financial Report.

This letter contains Badger State Industries' and the Farms program's financial statements and the related auditor's reports for the fiscal year audited. We found both enterprises' financial statements were not prepared in accordance with generally accepted accounting principles. A qualified opinion is issued as to the fair presentation of Badger State Industries' financial statements because the accounting for inventory and warranties did not follow generally accepted standards. An adverse opinion is issued on Farms' financial statements because the value of livestock, crops, and other amounts, was materially misstated.

Internal control and compliance reports were also prepared. We report deficiencies in accounting systems and noncompliance with statutory provisions governing unsupported cash deficits. Other deficiencies were also reported, specific to each enterprise.

We appreciate the courtesy and cooperation extended to us by staff at Badger State Industries, the Farms program, and the Department. A response from the Department of Corrections is attached as the appendix.

Sincerely,
Dale Cattanach
State Auditor

State of Wisconsin
Legislative Audit Bureau

January 15, 1992

To the Honorable the Legislature:

We have reviewed the operations of two of the Department of Corrections business enterprises for inmates: Badger State Industries (BSI) and the Farms program. Both enterprises have accumulated large cash deficits. As of June 30, 1991, BSI's deficit was \$3.9 million and the Farms program's deficit was \$5.7 million.

BSI, which employs 435 inmates, has had profitable years recently, largely due to its long-term, highly profitable business making motor vehicle license plates for the Department of Transportation and the increased furniture products sales brought about by recent prison expansion. The Farms program, which employs 150 inmates, on average, has not fared as well; its deficit increased despite recent subsidies provided to the program by the Legislature. The drought of 1988 and managerial problems have contributed to the program's continuing fiscal problems.

Recently, the Department combined BSI and the Farms program into an integrated administrative structure called Correctional Enterprises. This reorganization will require changes in statutes relating to oversight and to the former unclassified position of the BSI director. In addition to statutory changes, we believe Correctional Enterprises needs to improve in several administrative areas, including: implementing standard business practices such as cost accounting

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mechanisms, developing business plans and market research strategies, and implementing effective sales force techniques. Our administrative recommendations are summarized in a management letter to the Department Secretary.

Our review also disclosed several instances of noncompliance to state statutes and other administrative requirements. We are particularly concerned that the Department may be using BSI funds to temporarily finance prison operations because the Department does not have sufficient appropriated funds to cover the costs it incurs.

We appreciate the courtesy and cooperation extended to us by staff at BSI, the Farms program, and the Department. A response from the Department of Corrections is attached as Appendix III.

Sincerely,
Dale Cattanach
State Auditor

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 91-124

Relating to procedures for disciplinary proceedings. Submitted by Department of Regulation and Licensing.

Report received from agency, January 21, 1992.

Referred to committee on Housing, Government Operations and Cultural Affairs, January 22, 1992.

Senate Clearinghouse Rule 91-150

Relating to eligibility of a family for aid to families with dependent children because the principal wage earner is unemployed.

Submitted by Department of Health and Social Services.

Report received from agency, January 15, 1992.

Referred to committee on Agriculture, Corrections, Health and Human Services, January 22, 1992.

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

Senate Clearinghouse Rule 91-59

Relating to recordkeeping and reporting for commercial fishing on Lake Superior.

No action taken.

Senate Clearinghouse Rule 91-126

Relating to annual chub and whitefish quotas for commercial fishing in Green Bay and Lake Michigan.

No action taken.

Brian Burke
Chair

The committee on Transportation and Utilities reports and recommends:

Senate Clearinghouse Rule 91-139

Relating to fees for special department telephone registration services.

No action taken.

Thomas Barrett
Chair

The committee on Tourism, Commerce, Labor, Veterans' and Military Affairs reports and recommends:

Senate Clearinghouse Rule 91-159

Relating to private sewage system replacement or rehabilitation grant program.

No action taken.

Jerome Van Sistine
Chair

AMENDMENTS OFFERED

Senate amendment 1 to Assembly Bill 570 offered by Senator Burke.