

Ninety-First Regular Session

WEDNESDAY, November 23, 1994

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

PETITIONS AND COMMUNICATIONS

State of Wisconsin University of Wisconsin System
November 14, 1994

To the Honorable the Legislature:

Pursuant to action taken by the University of Wisconsin System Board of Regents during its regular meeting on November 11, 1994, I am transmitting the Report on Solid Waste Experiment Centers, required under s. 36.25(3m)(e) of the *Wisconsin Statutes*.

1989 Wisconsin Act 31 created section 36.25(3m)(b) of the statutes which provides that:

"The board may establish one or more solid waste experiment centers for the purpose of developing, demonstrating, promoting and assessing the costs and environmental effects of alternative to solid waste disposal. The board shall determine the location of the solid waste experiment centers. In making the determination, the board shall consider the solid waste disposal needs of the various regions of the state. The board may establish, through cooperative agreements, solid waste experiment centers at existing publicly owned or privately owned storage, treatment or disposal facilities."

Section 36.25(3m)(e) provides that:

"Annually, the board shall submit a report to the chief clerk of each house of the legislature for distribution the appropriate standing committees under s. 13.172(3) on all activities undertaken under this subsection."/>

This is the fifth annual report submitted to meet the statutory requirements. The College of Natural Resources at UW-Stevens Point was designated as a Solid Waste Experiment Center in June 1990, and the Water Research and Education Center, UW-Madison College of Engineering was designated a Center in February 1994. Beginning in fiscal year 1990-91, the recycling law (1989 Wisconsin Act 335) provided additional research funding and directed the Board of Regents to appoint a Solid Waste Research Council to advise the System concerning the awarding of funds for research projects under 36.25(3m)(c). In response to the requests for proposals issued to disburse 1994-95 funding, the 11-member Council received 19 research proposals from eight UW System campuses. The Council reviewed the proposals and two experts on the specific subjects were sought for each proposal. I granted approval to fund 11 projects recommended by the Council totaling \$299,905. These projects are summarized in the report.

If there are any question relating to this report, please feel free to contact me (262-2321 or Vice President Paul Brown (262-6132).

Sincerely,
Katharine C. Lyall
President

Referred to committee on Environment and Energy.

State of Wisconsin
Legislative Audit Bureau

November 16, 1994

To the Honorable the Legislature:

We have completed an evaluation of the Office of the State Public Defender, as requested by the Joint Legislative Audit Committee. The Office provides constitutionally required legal representation to indigent persons who have been charged with crimes for which the potential sentence could include incarceration, as well as representation in other cases specified by statute.

The Office's budget has grown \$25.6 million, or 75.7 percent, between fiscal year (FY) 1989-90 and FY 1993-94. This growth was caused by several factors: caseload increases, 34 percent; compensation increases for state staff and the private bar, 33.2 percent; staff workload decreases, 17.2 percent; private bar cost increases other than compensation, 8.6 percent; and administrative and other costs, 7 percent.

The primary factors affecting the Office's budget are determined by external forces, such as increases in caseload and statewide salary negotiations. Nevertheless, several other factors that affect costs, such as efficiency and effective administration, can be influenced by management. We include recommendations for the Office to begin verifying indigence claims, instead of following the current practice of accepting clients' unsupported statements, and to begin collection efforts against clients whose financial situation improves. We also include recommendations for the Office to improve its monitoring of private attorneys, including reviewing for potential billing fraud, as well as reviewing the quality and efficiency of representation. In addition, we include a recommendation for the Office to fully implement a 1983 statutory directive to establish a case management system.

A number of staff in the Office raised concerns about the Office's personnel practices. Because these were outside the scope of our audit, we did not investigate these concerns but have forwarded them to the State Public Defender in a separate management letter.

We appreciate the courtesy and cooperation extended to us by staff in the Office of the State Public Defender. The Office's response to the audit is the appendix.

Sincerely,
Dale Cattanach
State Auditor

State of Wisconsin
Ethics Board

November 15, 1994

To the Honorable the Senate:

At the direction of s. 5 13.685(7), Wisconsin Statutes, I am furnishing you with the names of organizations recently registered with the Ethics Board that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board's records of licensed lobbyists and their employers. For each recently registered organization I have included the organization's description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Organization recently registered: Below is the name of an organization recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

Plumbing & Mechanical Contractors Assn. of Milwaukee and Southeastern Wisconsin

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

Kuehn, Ronald

Organization's authorization of additional lobbyists: The following organizations previously registered with the Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Automobile & Truck Dealers Assn Inc, Wisconsin

Bauman, Lee

Family and Children's Agencies, Wisconsin Assn of

Hall, Linda

Family Health Plan Cooperative

Peterson, Craig

Financial Institutions, Ltd., Wisconsin League of

Buckley, James

Organization's termination of lobbyists: The following organization previously registered with the Ethics Board as the employer of a lobbyist has withdrawn, on the date indicated, its authorization for the lobbyist identified to act on the organization's behalf.

Financial Institutions, Ltd., Wisconsin League of

Forde, John 10/31/94

Organization's modification or amendment of records: The registered organization listed below has indicated the following modifications to its records:

Family and Children's Agencies, Wisconsin Assn of
(Change in area of state legislation or administrative rules organization may attempt to influence)

Subjects: Legislation and administrative rules affecting services to children and families in Wisconsin. DHSS rules on in-home and day treatment. Mental health services.

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,

R. Roth Judd

Executive Director

State of Wisconsin

Department of Employment Relations

November 16, 1994

To the Honorable the Legislature:

Pursuant to s. 230.04(13)(e), Wis. Stats., I am pleased to submit the FY 1994 report on employment of recipients of aid to families with dependent children (AFDC). This report includes: 1) a description of each agency's efforts to employ aid recipients, and 2) the number of persons receiving aid under s. 49.19, Wis. Stats., employed by each agency and the job title or classification of each position filled from July 1, 1993, through June 30, 1994.

Please contact Kathryn A. Moore at 267-9898 if you have questions or need additional information regarding this report.

Sincerely,

Jon E. Litscher

Secretary

State of Wisconsin

Department of Development

November 18, 1994

To the Honorable the Legislature:

Under section 1.11(2)(j), Wisconsin Statutes, the Department of Development is required to provide an annual report to the Legislature on the number of major actions it conducted during the 1993-1994 Fiscal Year, and the number of environmental assessments and/or environmental impact statements that were prepared in accordance with those actions under s. 1.11(2)(c), Wisconsin Stats.

I am respectfully submitting our report to the Legislature in the manner provided in section 13.172(2), Wisconsin Statutes.

Sincerely,

Moose Speros

Acting Secretary

SENATE CLEARINGHOUSE ORDERS

The committee on Environment and Energy reports and recommends:

Senate Clearinghouse Rule 94-76

Relating to PCB's and solid and hazardous waste management.

Review period waived, Sections 1, 2, and 9 through 322:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Clearinghouse Rule 94-99

Relating to effective recycling program designation for out-of-state units.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Clearinghouse Rule 94-101

Relating to the 1994 migratory game bird season.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Clearinghouse Rule 94-103

Relating to commercial fishing for smelt and chubs and the use of trap or pound nets on Lake Michigan and Green Bay.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Senate Clearinghouse Rule 94-104

Relating to asbestos inspection fees, clarification of emission fee exemption and reporting requirements and reorganization and updating of incorporation by reference.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Senate Clearinghouse Rule 94-105

Relating to the nonpoint source pollution abatement program.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Clearinghouse Rule 94-117

Relating to commercial fishing for yellow perch on Green Bay.

Review period waived:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Robert Cowles
Chair