

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Second Regular Session

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WEDNESDAY, March 22, 1995

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

**INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS**

**Senate Joint Resolution 19**

Relating to: the right of parents to direct the upbringing and education of their children (first consideration).

By Senators Petak, Drzewiecki and A. Lasee; cosponsored by Representatives Seratti, Wood, Ladwig, Jensen, Ott, Harsdorf, Brandemuehl, Albers, Freese, Silbaugh, Hahn, Dobyms, Lazich, Walker, Skindrud, Otte, Grothman, Huebsch, Handrick and Gunderson.

Read first time and referred to committee on **Education and Financial Institutions**.

**INTRODUCTION, FIRST READING AND REFERENCE OF BILLS**

Read first time and referred:

**Senate Bill 118**

Relating to: modifying the definition of authorized emergency vehicle to include bicycles being operated by law enforcement officers.

By Senators C. Potter, Darling, Burke, Risser, Buettner and Schultz; cosponsored by Representatives Ziegelbauer, Silbaugh, Dobyms, Robson, Brandemuehl, Bock, Kaufert, Turner, Grobschmidt, Hoven, Krusick, Ott, Boyle, Schneiders, Ryba, Underheim, Plache, Grothman, Kreuser, F. Lasee, Meyer, Baumgart, Hahn, La Fave and Seratti.

To committee on **Transportation, Agriculture and Local Affairs**.

**Senate Bill 119**

Relating to: modifying the standards for incompetency to refuse medication or treatment and to refuse psychotropic medication.

By Senators Rosenzweig, Rude, Panzer, Buettner, Darling, Schultz and Huelsman; cosponsored by Representatives Ourada, Bock, Robson, Schneiders, Meyer, Goetsch, Urban, Krug, Hahn, Gronemus, Owens, Brandemuehl and Lehman.

To committee on **Health, Human Services and Aging**.

**Senate Bill 120**

Relating to: liens against boats.

By Senators Weeden, Darling, Farrow, Buettner and Drzewiecki; cosponsored by Representatives Coleman, Wood, Ainsworth, Goetsch, Kreuser, Schneiders, Lehman, Silbaugh,

La Fave, Albers, Ward, Olsen, Gunderson, Kaufert and Grothman.

To committee on **Education and Financial Institutions**.

**Senate Bill 121**

Relating to: issuing bonds to finance certain child care centers.

By Senators Weeden, Rude, Petak, Darling, Rosenzweig, Farrow, Buettner and Drzewiecki; cosponsored by Representatives Hahn, Riley, Notestein, Baldus, Black, Robson, Springer, Olsen and Plombon.

To committee on **Health, Human Services and Aging**.

**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin**

March 17, 1995

To the Honorable the Senate:

Pursuant to Senate Rule 20, I have made the following appointments to Committees:

To the Administrative Value and Efficiency, Commission for the Study of: Senator Moore;

To the Child Labor, Council on: Senator Decker;

To the Educational Communications Board: Senator George;

To the Highway Safety, Council on: Senator Adelman;

To the Historical Society of Wisconsin, Board of Curators: Senator Risser;

To the Hunger, Board on: Senator Burke;

To the Joint Legislative Council: Senators Jauch (ex officio), George, (ex officio), Risser and Burke;

To the Migrant Labor Council: Senator Burke;

To the Minnesota–Wisconsin Boundary Area Commission, Legislative Advisory committee to: Senators Moen and Clausing;

To the Rural Economic Development Board: Senator Decker;

To the State Capitol and Executive Residence Board: Senator Risser;

To the State Supported Programs Study and Advisory Committee: Senators Plewa and Breske;

To the Tourism, Council on: Senator Breske;

To the Traffic Law Enforcement, Council on: Senator Adelman;

To the Transportation Projects Commission; Senator Andrea and Breske;

To the Uniform State Laws, Commission on; Senator George;

To the Wisconsin Housing and Economic Development Authority; Senator Plewa;

With regards to members of the minority party, the appointments reflect recommendations of that caucus.

Sincerely,

Michael Ellis, Chair  
Committee on Senate Organization

**State of Wisconsin**

March 17, 1995

The Honorable, The Senate:

I have made the following appointments to committees pursuant to the statutes governing:

To the Child Abuse and Neglect Prevention Board; Senator Clausing;

To Forward Wisconsin; Senator Plewa;

To the Low-Level Radioactive Waste Council; Senator Chvala;

To the Mississippi River Parkway Commission; Senator Clausing; and

To the Submerged Cultural Resources Council; Senator Jauch.

Sincerely,

BOB JAUCH  
Senate Minority Leader

**State of Wisconsin**

March 15, 1995

The Honorable, The Senate:

Please list the Department of Justice as a requester on **Senate Bill 17**, relating to sexual crimes against children. Senate Bill 17 was introduced by myself and others on January 17, 1995.

Sincerely,

CALVIN POTTER  
State Senator

**State of Wisconsin  
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
1995 Senate Joint Resolution 8	Enrolled Joint Resolution, 5	N/A
1995 Senate Joint Resolution 9	Enrolled Joint Resolution, 6	N/A
1995 Senate Joint Resolution 10	Enrolled Joint Resolution, 7	N/A
1995 Senate Joint Resolution 15	Enrolled Joint Resolution, 8	N/A
1995 Senate Joint Resolution 16	Enrolled Joint Resolution, 9	N/A

Sincerely,  
DOUGLAS LA FOLLETTE  
Secretary of State

**State of Wisconsin  
Ethics Board**

March 14, 1995

To the Honorable the Senate:

At the direction of s. 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.

**Organizations recently registered:**

Below are the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

**American Methanol Institute**

Subjects: Any issues before the Wisconsin Legislature affecting the American Methanol Institute.

Bablitch, Stephen E.  
Jentz, Robert R.

**Methanex, Inc.**

Subjects: Any legislature action or rule making, affecting, reformulating gasoline.

Massaro, Tony  
Paterson, John A.

**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:

Dental Assn., Wisconsin

Graven, Mara A.

**Municipal Electric Utilities of Wisconsin**

Gallucci, Anita

**S.C. Johnson & Son, Inc.**

Bablitch, Stephen E.

**Superamerica Group, A Subsidiary of Ashland Oil, Inc.**

Shepardson, Fran

**Trial Lawyers, Wisconsin Academy of**

Froehlke, Scott

**Organization's termination of lobbyists:**

Each of the following organizations 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.

**Dental Assn., Wisconsin**

Buchen, Elizabeth 3/10/95

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  
Council on Physical Disabilities**

March 20, 1995

The Honorable, The Legislature:

As required by s. 46.29 (f), I am submitting to you the 1994 annual report of the Council on Physical Disabilities. We appreciate the opportunity to serve the state legislature and Wisconsin's citizens with physical disabilities.

Sincerely,  
JACKIE STENBERG  
Chairperson

**State of Wisconsin  
Legislative Audit Bureau**

March 16, 1995

The Honorable, The Legislature:

As directed in [1993 Wisconsin Act 437](#), we have completed an audit of contracts funded by the Wisconsin Housing and Economic Development Authority (WHEDA) through its 1991-92 Dividends for Wisconsin plan for technical assistance to areas of the state in need of economic development.

WHEDA entered into six contracts to provide technical assistance in 25 Wisconsin counties and reimbursed contractors for a total of \$401,300 during 1992 and 1993. Contractors provided services such as training to local officials and businesses in economic development finance, assistance with business expansion efforts, a study of recycling markets, and promotion of tourism and international trade. Expenditures were primarily for salaries, fringe benefits, and expenses of contract staff.

Overall, we found that most expenditures and services provided were consistent with the broad goals established by WHEDA in its plan. However, to ensure more effective use of State funds in any similar contracts in the future, contracts should be structured to prohibit reimbursement for lobbying expenses, provide for the return of equipment by private consultants after the completion of the contract, and require coordination with other agencies engaged in similar economic development activities. Furthermore, agencies administering such grants should require sufficient documentation to ensure all contracted services are actually provided, that any required matching funds are provided, and that general administrative costs claimed are actually incurred for contract activity.

We appreciate the courtesy and cooperation extended to us by WHEDA staff and each of the contractors. WHEDA's response is Appendix II.

Sincerely,  
DALE CATTANACH  
State Auditor

**State of Wisconsin  
Office of the Commissioner of Insurance**

January 1995

The Honorable, The Legislature:

Pursuant to the requirements of section 153.35(1), Wis. Stats., we are pleased to submit to the Governor and to the Legislature the fifth annual Health Care Data Report. This report is based on hospital inpatient discharge data reported to the Office of Health Care Information by all general medical-surgical and specialty hospitals operating in Wisconsin from January through December 1993. It also contains selected outpatient surgery utilizations and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same period.

This report fulfills the statutory requirement to report "in a manner that permits comparisons among hospitals... the charges for up to 100 health care services or diagnostic-related groups selected by the office."

Sincerely,  
JOSEPHINE MUSSER  
Commissioner of Insurance  
TRUDY A. KARLSON, PH.D., DIRECTOR  
Office of Health Care Information

**State of Wisconsin  
Department of Administration  
Department of Natural Resources**

March 17, 1995

The Honorable, The Senate:

Attached to this letter is the Clean Water Fund Biennial Finance Plan for the 1995-1997 biennium. The preparation, submission, and review of the Biennial Finance Plan by the Joint Committee on Finance, environmental legislative standing committees and the Building Commission is required under s. [144.2415 \(3\)](#), Wis. Stats. The statute allows the Joint Committee on Finance and each standing committee to submit to the Building Commission its recommendations and comments regarding the Biennial Finance Plan.

This plan was prepared jointly by the Department of Natural Resources and the Department of Administration Capital Finance Office. As financial managers of the program, DOA's Capital Finance Office is responsible for completing the following sections of the Plan:

Balance sheets and other financial information.

The extent to which the CWF will be maintained in perpetuity, retain its purchasing power and achieve wastewater treatment needs.

The impact of the program on guidelines stated in s. [144.2415 \(3\) \(b\)](#), Wis. Stats.

If there are questions concerning these sections, you should contact Frank Hoadley, Director of DOA's Capital Finance Office, at 608-266-2305.

This second version of the plan reflects the Governor's proposed biennial budget. A third version of the plan will be submitted later this year reflecting the adopted biennial budget.

If you have any questions regarding the Biennial Finance Plan, please contact Paulette Harder at 266-0836 or Frank Hoadley at 266-2305.

Sincerely,  
PAULETTE J. HARDER  
Director, Office of Governmental Relations  
Dept. of Natural Resources  
FRANK R. HOADLEY

Capital Finance Director, Dept. of Administration

Referred to Joint committee on **Finance**.

Referred to committee on **Environment and Energy**.

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

March 10, 1995

The Honorable, The Senate:

In accordance with Public Law 97-300, Job Training Partnership Act (JTPA), the Annual Reports of the 17 JTPA Service Delivery Areas have been submitted. They are hereby transmitted to you for your review.

If you have any questions concerning these reports or need additional information, please feel free to contact me or my staff.

Sincerely,

JUNE SUHLING  
Division Administrator

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

March 15, 1995

The Honorable, The Legislature:

The Department of Industry, Labor and Human Relations has completed a study to determine the feasibility of establishing a toll-free line for PECFA inquiries. I am pleased to report that process reengineering efforts in our Safety and Buildings Division and the technological capabilities of a voice response unit combine to make such a service workable and cost efficient for Wisconsin taxpayers.

We propose to implement a voice response unit to support the toll-free line. This technology has been successful in our Unemployment Compensation and Equal Rights programs. Simply stated, the caller will be prompted with basic information and then asked to leave their question and a return telephone number. Inquiries could be made throughout the day, including evenings and weekends.

This process will allow Safety and Buildings to :

- schedule staff to handle the expected volume of PECFA calls,
- research questions and have staff prepared to answer the typically complex inquiries, and
- return calls using the State Telephone System (STS) at a rate 35% lower than toll-free service.

The PECFA toll-free inquiry process will start after July 1, 1995. This schedule provides us with time to incorporate system costs in our SFY96 operating budget and to integrate the service with other improvements as we implement a Customer Service Center in Safety and Buildings.

In the meantime, we will continue our efforts at educating the PECFA community and reinforce the availability of DILHR *On-Line*, a computer bulletin board that provides storage tank information 24 hours a day, seven days a week.

I am convinced these changes will improve support to the PECFA program and provide us with opportunities to expand our services in the future.

Sincerely,

CAROL SKORNICKA  
Secretary

**REFERRALS AND RECEIPT OF  
COMMITTEE REPORTS CONCERNING  
PROPOSED ADMINISTRATIVE RULES**

**Senate Clearinghouse Rule 94-188**

Relating to filing a claim against the estate of a medical assistance recipient or against the estate of the surviving spouse of a medical assistance recipient for certain services for the recipient that were paid for by the medical assistance program.

Submitted by Department of Health and Social Services.

Report received from Agency, March 20, 1995.

Referred to committee on **Health, Human Services and Aging**, March 22, 1995.

**Senate Clearinghouse Rule 94-199**

Relating to hunting and trapping.

Submitted by Department of Natural Resources.

Report received from Agency, March 20, 1995.

Referred to committee on **Environment and Energy**, March 22, 1995.

**Senate Clearinghouse Rule 94-212**

Relating to sport fishing and fish refuges.

Submitted by Department of Natural Resources.

Report received from Agency, March 20, 1995.

Referred to committee on **Environment and Energy**, March 22, 1995.

**Senate Clearinghouse Rule 95-015**

Relating to 1995-96 premium rates for the health insurance risk-sharing plan, the annual assessment form filing and errors in the same.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, March 15, 1995.

Referred to committee on **Insurance**, March 22, 1995.

**Senate Clearinghouse Rule 94-169**

Relating to authorizing savings banks to invest their funds in specified financial products.

Submitted by Office of the Commissioner of Savings and Loan.

Withdrawn by Agency, March 10, 1995.

The Committee on **Health, Human Services and Aging** reports and recommends:

**Senate Clearinghouse Rule 94-015**

Relating to keeping track of the whereabouts of youth at a correctional institution for.

No action taken.

**Senate Clearinghouse Rule 94-178**

Relating to use of advanced airways by emergency medical technicians-basic (EMTs-basic).

No action taken.

Carol Buettner  
Chairperson

The Committee on **Judiciary** reports and recommends:

**Senate Clearinghouse Rule 94-089**

Relating to reimbursement of legal fees for.

No action taken.

**Senate Clearinghouse Rule 93-175**

Relating to the certification of indigency evaluations.

No action taken.

**Senate Clearinghouse Rule 94-176**

Relating to notification of victims of an opportunity to provide direct input into the parole decision.

No action taken.

Joanne Huelsman  
Chairperson

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**Chief Clerk's Report**

The Chief Clerk records:

**Senate Joint Resolution 8**  
**Senate Joint Resolution 9**  
**Senate Joint Resolution 10**

Deposited in the Office of the Secretary of State on March 16, 1995.

**Chief Clerk's Report**

The Chief Clerk records:

**Senate Joint Resolution 15**  
**Senate Joint Resolution 16**

Deposited in the Office of the Secretary of State on March 20, 1995.

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**LEGISLATIVE REFERENCE BUREAU  
CORRECTIONS**

**CORRECTIONS IN:**

**1995 SENATE BILL 77**

Prepared by the Legislative Reference Bureau  
(March 21, 1995)

1. Page 400, line 22: after "9359" insert "of this act".

**CORRECTIONS IN:**

**1995 SENATE BILL 111**

Prepared by the Legislative Reference Bureau  
(March 20, 1995)

1. Page 7, line 1: substitute "first" for "First".

**CORRECTIONS IN:**

**1995 ASSEMBLY BILL 60**

Prepared by the Legislative Reference Bureau  
(March 13, 1995)

1. Page 2, line 21: substitute "(1m)" for "(1)".