

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

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WEDNESDAY, August 16, 1995

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

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

Read first time and referred:

**Senate Bill 295**

Relating to: the date for repayment of loans made to local governmental units from state trust funds.

By Senators Weeden, Ellis and Rude, by request of Governor Tommy G. Thompson.

To committee on **State Government Operations and Corrections**.

**Senate Bill 296**

Relating to: adoption of information technology strategic plans by state agencies and carry-over of appropriations between fiscal years or biennia for the purpose of conducting information technology development projects; transfer of appropriations for the purpose of conducting information technology development projects; and transfer of positions between certain state agencies to carry out information technology management and processing functions.

By Senators Weeden, Ellis and Rude, by request of Governor Tommy G. Thompson.

To joint committee on **Information Policy**.

**Senate Bill 297**

Relating to: federal mandates and creation of a federal mandate review council.

By Senators Rosenzweig, Rude, Panzer, Darling, Petak and A. Lasee; cosponsored by Representatives Green, Ward, Klusman, Urban, Schneiders, Lehman, Lazich, Albers, Olsen, Kreibich and F. Lasee.

To special committee on **State and Federal Relations**.

**Senate Bill 298**

Relating to: imposing a duty on state agencies and local governmental units to minimize the adverse effect of governmental actions on private property value, creating a cause of action for certain governmental actions affecting private property and making an appropriation.

By Senators Drzewiecki, Huelsman, A. Lasee, Schultz and Petak; cosponsored by Representatives Albers, Johnsrud, Green, Seratti, Harsdorf, Freese, Ainsworth, Brancel, Brandemuehl, Goetsch, Gronemus, Grothman, Gunderson, Hahn, Huebsch, Jensen, Kreibich, Lehman, Musser, Porter, Ryba, Skindrud, Walker and Zukowski.

To committee on **State Government Operations and Corrections**.

**Senate Bill 299**

Relating to: making the establishment of the school calendar a permissive subject of collective bargaining for municipal employers.

By Senators Darling, Huelsman, Fitzgerald and A. Lasee; cosponsored by Representatives Brandemuehl, Nass, Ott, Kreibich, Ainsworth, Skindrud, Hahn, Grothman and Duff.

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

**Senate Bill 300**

Relating to: the age of compulsory school attendance.

By Senators Darling, Fitzgerald, Weeden, Petak and Huelsman; cosponsored by Representatives Brandemuehl, Seratti, Musser, Silbaugh, Lehman, Ziegelbauer, Foti, Schneiders, F. Lasee, Ladwig, Grothman, Ward, Huebsch and Otte.

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

**Senate Bill 301**

Relating to: special distinguishing license plates associated with the Olympic Games, payments to the United States Olympic Committee and the Wisconsin Special Olympics, Inc., and making an appropriation.

By Senators Huelsman, Breske, Fitzgerald, Clausing, Darling, Burke and Rosenzweig; cosponsored by Representatives Goetsch, Krusick, Kelso, Bell, Olsen, Hanson, Lazich, Riley, Handrick, Wirch, Ward, Robson, Huebsch and Foti.

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

**Senate Bill 302**

Relating to: the appointment committee for Milwaukee Area Technical College district board members.

By Senators Rosenzweig and Darling; cosponsored by Representatives Duff, Walker, Schneiders and Olsen.

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

**PETITIONS AND COMMUNICATIONS**

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>
<b>Senate Bill 13</b>	<b>38</b>	August 23, 1995
<b>Senate Bill 133</b>	<b>39</b>	August 23, 1995
<b>Senate Bill 262</b>	<b>40</b>	August 23, 1995

Sincerely,  
DOUGLAS LA FOLLETTE  
Secretary of State

**State of Wisconsin  
Ethics Board**

August 15, 1995

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the name of an organization recently registered with the Ethics Board that employs 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 the 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 the licensed lobbyist that the organization has authorized to act on its behalf.

**Organization recently registered:  
Wisconsin Occupational Therapy Association**

Subjects: All legislation and administrative rules affecting the practice of occupational therapy.

Anderson, Norman

**Organization's authorization of additional lobbyist:**

The following organization previously registered with the Ethics Board as an employer of lobbyists has authorized to act on its behalf an additional licensed lobbyist:

**Health Insurance Assn of America**

Sheedy, Amanda

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  
Office of the Commissioner of Insurance**

June 1995

The Honorable, The Legislature:

Pursuant to section 153.10(1), Wis. Stat., we are pleased to submit to the Governor and to the Legislature the quarterly Health Care Data Report. This report is based on hospital inpatient discharge data reported to the Office of Health Care Information by all operating general medical-surgical and specialty hospitals in Wisconsin for the first quarter of 1994 (January-March). It also contains selected ambulatory surgery utilization and charge data from general medical-surgical hospitals and freestanding ambulatory surgery centers in Wisconsin during the same quarter.

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 Corrections**

July 14, 1995

The Honorable, The Legislature:

This is the annual report on Prison Industries for the fiscal year ending on June 30, 1994, as required by Wisconsin Statutes 303.018. This report includes the cash balance of each industry and the total amounts expended by state agencies for wood furniture and printing. It also shows what portion of the total wood furniture and printing state agencies purchased from prison Industries and includes year-end cash balance.

The cash deficit decreased by \$1,159,795 (from \$4,087,459 to \$2,927,664) in fiscal year 1994. Total assets of plant, equipment and inventories of \$5,925,529 exceed the cash deficit by \$2,997,865.

See Appendix A for a summary of the cash balance for each industry and the overall financial condition of Prison Industries.

The net income on the accrual accounting basis was \$1,089,234 for the fiscal year ending June 30, 1994.

State agencies spent \$3,892,458 on wood furniture in FY 94. of that amount, \$729,975 or 19% was purchased from Prison Industries. During the same period, state agencies purchased \$38,088,655 in printing from all sources. Of that amount, \$1,096,415 or 3% was purchased from Prison Industries. State printing bulletins now require that all forms for which Prison Industries has negotiated a contract be purchased from Prison Industries. Appendix B provides comparisons with FY 93.

Sincerely,

MICHAEL SULLIVAN  
Secretary

**State of Wisconsin  
Department of Corrections**

August 9, 1995

The Honorable, The Legislature:

Please replace the attachments for Secretaries Sullivan and Klauser's July 13, 1995 letter with these. The Prison Industries second quarter report ending date is December 31, 1994.

Sincerely,

MICHAEL SULLIVAN  
Secretary

**State of Wisconsin  
Employment Relations Commission**

August 8, 1995

The Honorable, The Legislature:

As you are aware, the new duties of the Council on Municipal Collective Bargaining which were mandated by 1993 Act 16 have been eliminated by virtue of a provision of the recently enacted State Budget for 1995-97.

These are the minutes of the last Council meeting which took place under the aegis of Act 16.

The Council was originally created in 1985 as principally an advisory body to the Wisconsin Employment Relations Commission. It was reconstituted by (nonstatutory) Section 9120(2y) and (2z) of 1993 Act 16. Its augmented mission included analysis and assessment of each of the changes proposed by the Governor to Sec. 111.70(4)(cm) of the statutes in 1993 Senate Bill 44 and submission of recommendations for changes to Sec. 111.70(4)(cm) and 7(m).

Beginning in December, 1993, the Council met on a regular, monthly basis. To date, it has met a total of 16 times and, in addition, conducted 8 public hearings in various parts of the state. (4 of the hearings were conducted in 1994 in Pewaukee, Rhinelander, LaCrosse and Milwaukee; the remaining 4 were

conducted in 1995 in Milwaukee, Green Bay, Eau Claire and Madison.)

In January, 1995, it submitted its Analysis and Assessment of Each of the Changes Proposed by the Governor for Changes to Sec. 111.70(4)(cm) in 1993 Senate Bill 44.

In late January, 1995, the Council also produced its Pre-final Recommendation for a Successor Law (to Ch. 111.70 municipal labor dispute resolution procedures.) Although this product could have been submitted to the Legislature by early February, 1995, the Council deemed it advisable to submit it instead to public scrutiny by conducting 4 more public hearings in various locations within the state. As a result of those hearings, some modifications to the Pre-final Recommendations were made.

The enclosed minutes of the Council's meeting on June 13, 1995, explain those changes. The minutes were approved by 8-0 vote of the Council at a meeting conducted by telephone on July 28, 1995. By the same vote, the Council authorized the two members who were missing from the telephone conference call to indicate their approval of the June 13, 1995 minutes at a later time. Both did so. The Council also directed that a copy of an outline of the Council's "Amended Pre-final Recommendations" (which reflects its final work product as modified at its last meeting on June 13, 1995) be included as a clarifying exhibit to the minutes, along with its original Pre-final Recommendations.

On behalf of the Council, I want to express its appreciation for the opportunity for representatives of organized labor and municipal employers to convene and work towards a common goal. It succeeded in shaping the format of its subsequent discussions and debates by unanimously (10-0) establishing a set of "Guiding Principles"; by another unanimous (10-0) vote it adopted an Analysis and Assessment of Each of the Changes Proposed by the Governor Section 111.70(4)(cm) in 1993 Senate Bill 44; by a 7-3 vote it adopted its Pre-final Recommendations for a Successor Law; finally, by an 8-2 vote it produced an Amended Pre-final Report (Outline).

The Council is pleased to observe a few of its recommendations have been enacted into law as a part of the adopted Budget. While it would have preferred to have completed its work prior to legislative action, it recognizes and respects the fact that the state political process as reflected by the Governor and the members of the Legislature is the alpha and omega of municipal labor relations, and that end-products of that process cannot always be perfectly coordinated with other events.

On behalf of each individual member of the Council I extend best wishes to the Governor and each member of the Legislature. Each Council member--and I--share with all of you the hope that municipal labor relations in the State of Wisconsin will continue to reflect the proud tradition of peaceful, productive municipal collective bargaining which has been established in this state by the energies and examples of numerous representatives of each side working together toward that end.

Sincerely,  
A. HENRY HEMPE  
Council on Municipal Collective Bargaining  
Chairperson

**EXECUTIVE COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor**

August 9, 1995

The Honorable, The Senate:

The following bill(s), originating in the Senate have been

approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Senate Bill 13</b>	<b>38</b>	August 9, 1995
<b>Senate Bill 133</b>	<b>39</b>	August 9, 1995
<b>Senate Bill 262</b>	<b>40</b>	August 9, 1995

Sincerely,  
TOMMY G. THOMPSON  
Governor

**State of Wisconsin  
Office of the Governor**

August 8, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VISTE, KENNETH M., JR., of Oshkosh, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2000.

Sincerely,  
TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Health, Human Services and Aging.**

**State of Wisconsin  
Office of the Governor**

August 8, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BEACH, WILBUR C., of Prairie du Sac, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2000.

Sincerely,  
TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Health, Human Services and Aging.**

**State of Wisconsin  
Office of the Governor**

August 7, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint FALSTAD, DAVID B., of Racine, as a member of the Labor and Industry Review Commission, to serve for the term ending March 1, 2001.

Sincerely,  
TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs.**

**State of Wisconsin  
Office of the Governor**

August 7, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint EASTMAN, DANIEL J., of Mequon, as a member of the Public Service Commission, to serve for the term ending March 1, 2001.

Sincerely,  
TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Environment and Energy.**

**State of Wisconsin  
Office of the Governor**

August 9, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HENDRICKS, ERNEST, JR., of Milwaukee, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2002.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Business, Economic Development and Urban Affairs.**

**State of Wisconsin  
Office of the Governor**

August 9, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JACOBUS, CHARLES D., of Milwaukee, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2002.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Business, Economic Development and Urban Affairs.**

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

**Senate Clearinghouse Rule 95-067**

Relating to emergency assistance for low-income families and eligibility for the aid to families with dependent children program.

Submitted by Department of Health and Social Services.

Report received from Agency, August 16, 1995.

Referred to committee on **Health, Human Services and Aging**, August 16, 1995.

**Senate Clearinghouse Rule 92-055**

Relating to group day care centers.

Submitted by Department of Health and Social Services.

Report received from Agency, August 14, 1995.

Referred to committee on **Health, Human Services and Aging**, August 16, 1995.

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The Committee on **Education and Financial Institutions** reports and recommends:

**Senate Clearinghouse Rule 95-001**

Relating to the grants to schools for 5.

No action taken.

**Senate Clearinghouse Rule 95-002**

Relating to school district membership reporting.

No action taken.

**Senate Clearinghouse Rule 95-005**

Relating to environmental education board grants.

No action taken.

**Senate Clearinghouse Rule 95-020**

Relating to reporting of pupils attending technical college districts.

No action taken.

**Senate Clearinghouse Rule 95-031**

Relating to competitive bidding requirements for.

No action taken.

**Senate Clearinghouse Rule 95-032**

Relating to district reporting of attendance and other participation in technical college courses or programs by secondary school students under the Wisconsin statutory provisions Relating to compulsory school attendance, post-secondary enrollment options and technical preparation programs.

No action taken.

Alberta Darling  
Chairperson