

Eighty-Eighth Regular Session

WEDNESDAY, September 7, 1988

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

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State

September 1, 1988

To the Honorable the Legislature

Pursuant to s.13.685(5), Stats., I am sending you a report listing all civil actions brought by this office during the past six months regarding violations of the lobby law. The report includes the disposition of each action, and also the disposition of four cases referenced in my last report but not completed at that time. Please forward this report to the appropriate standing committee of the Senate.

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

Read and referred to the committee on Judiciary and Consumer Affairs.

State of Wisconsin
Wisconsin Housing and
Economic Development Authority

August 31, 1988

To the Honorable the Legislature

I am pleased to transmit to you the following report:
AGRICULTURAL LOAN PROGRAM MONTHLY
REPORT

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available upon request from the Wisconsin Housing and Economic Development Authority (WHEDA), 1 South Pinckney, Suite 500, or by calling (608) 266-7884.

Sincerely,
RICHARD J. LONGBAUGH
Executive Director

State of Wisconsin
Legislative Audit Bureau

August 31, 1988

To the Honorable the Legislature

We have completed an evaluation of the claims determination process in the Bureau of Social Security Disability Insurance in the Department of Health and Social Services (DHSS). The audit was conducted in response to complaints by some bureau staff that the process for assessing the validity of mental disability claims is poorly managed. In the last two years, two bureau staff sought the protection of the state 'whistleblower' law so they could more freely express their concerns.

Wisconsin has significant interest in the federal benefits program because of its financial contribution to both Supplemental Security Income (SSI) benefits and

Medical Assistance services provided to SSI recipients. Since 1983, the State has experienced a substantial increase in the number of mental disability cases, which contributed to increased state spending for the SSI program.

Certain factors beyond the Department's control have contributed to rising caseloads, have increased throughout the nation. However, Wisconsin's experience has been unique, as we found that from 1983 through 1987: 1) mental impairment claims submitted for benefits increased 171 percent in Wisconsin, while the increase nationally and among other Midwest states was 41 percent; and, 2) approved mental impairment claims increased 222 percent in Wisconsin, while the regional average was 133 percent. Moreover, our analysis indicates management problems have probably contributed to the substantial caseload increases, as bureau staff have varied widely in claims allowance rates, investigative techniques, and criteria used to determine the legitimacy of mental disability claims.

In 1987, Bureau managers initiated efforts to address staff concerns and improve procedures for reviewing mental disability claims. The available evidence indicates these management initiatives have increased the consistency of staff decisions and reduced the rate at which cases are approved. However, we found additional problems and make several recommendations intended to improve management of the eligibility determination process.

Finally, we found that procedures for reviewing continued eligibility for benefits have not worked effectively, largely because of limitations of federal regulations and federal program management. As a result, we estimate the State could be spending annually \$1.3 million on SSI benefits and \$1.9 million on Medical Assistance benefits to recipients no longer meeting eligibility criteria. Federal agencies intend to address program management problems, but we include recommendations to the Legislature and to the Department to ensure that prompt action is taken to initiate periodic reviews of on-going cases and to improve other services to beneficiaries.

We appreciate the courtesy and cooperation extended to us by the staff of the Department of Health and Social Services. The Department's response is the Appendix.

Sincerely,
DALE CATTANACH
State Auditor

State of Wisconsin
Office of the Secretary of State

August 30, 1988

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7):

Sincerely,
DOUGLAS LAFOLLETTE
Secretary of State

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

BROZEK, MICHAEL, 22 N. Carroll St., Ste 202 Madison, WI 53703 (608) 251-3232

1) Donaldson, Lufkin and Jenrette Gayle Franzen, 115 S. La Salle St., Ste 2700, Chicago, IL (312) 621-4354 (this registration is specific to legislative monitoring, reporting and consultation to client/principal)

BUCHEN, ELIZABETH, 100 State St., Madison, WI 53703 (414) 255-0566

1) Curative Rehabilitation Center Eugene Cox 9001 W. Watertown Plank, Milwaukee, WI 53226 (414) 259-1414 (rehabilitative medicine-health care)

2) Miller Brewing Co., Mike Jones, 3939 W. Highland, Milwaukee, WI 53208 (414) 931-3617 (tort reform)

SCHREIBER, MARTIN J., 1234 N. Prospect Ave., Milwaukee, WI 53202 (414) 276-7727

1) Wisconsin Teamsters Joint Council No. 39, Raymond Fularczyk, P.O. Box 2073, Milwaukee, WI 53201 (414) 771-6363 (all areas of interest to working men and women in WI)

ADDRESS CHANGES:

New Address: **Thomas Hanson**, 44 E. Mifflin St., Ste 301 (city, zip and phone, remain the same)

New Address: **James Hough**, Manchester Place, 2 E. Mifflin St., Ste 400, P.O. Box 2157, Madison, WI 53701 (phone, remains same)

New Address: **Joe Chrnlich**, Manchester Place, 2 E. Mifflin St., Ste 400, P.O. Box 2157, Madison, WI 53701 (phone, remains same)

TERMINATION STATEMENTS:

Keith A. Christiansen, terminated as of August 29, 1988 for S.C. Johnson and Son, Inc.

Gary R. Goyke, terminated as of August 29, 1988 for Community Action Program Assn., Inc.

Carol Heidenway, terminated as of August 25, 1988 for Dane County

Thomas T. Stocksdale, terminated as of August 29, 1988 for S.C. Johnson and Son, Inc.

CESSATION OF PRINCIPALS:

Dane County cessated August 25, 1988.

GTECH cessated August 25, 1988.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

August 26, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint **ADOLF L.**

GUNDERSEN of La Crosse, as a member of the Board of Regents pursuant to the statute governing, to serve a term to expire May 1, 1995.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Education.

State of Wisconsin
Office of the Governor

August 30, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint **CONSTANCE P. BECK** of Milwaukee, as Secretary of the Department of Employment Relations pursuant to the statute governing, to serve at the pleasure of the Governor.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Housing, Government Operations and Cultural Affairs.

State of Wisconsin
Office of the Governor

August 31, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint **TOBY SHERRY** of Madison, as a member of the Review Board pursuant to the statute governing, to serve for the term ending May 1, 1989.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Aging, Banking, Commercial Credit and Taxation.

SENATE CLEARINGHOUSE ORDERS

State of Wisconsin
Revisor of Statutes Bureau

August 1, 1988

Donald J. Schneider
Senate Chief Clerk
Dear Mr. Schneider:

The following rules have been published and are effective:

- Clearinghouse Rule 86-209 effective August 1, 1988.
- Clearinghouse Rule 87- 3 effective August 1, 1988.
- Clearinghouse Rule 87- 49 effective August 1, 1988.
- Clearinghouse Rule 87- 67 effective August 1, 1988.
- Clearinghouse Rule 87- 92 effective August 1, 1988.
- Clearinghouse Rule 87- 96 effective August 1, 1988.
- Clearinghouse Rule 87-101 effective August 1, 1988.
- Clearinghouse Rule 87-160 effective August 1, 1988.
- Clearinghouse Rule 88-166 part eff. August 1, 1988.
- Clearinghouse Rule 87-172 effective August 1, 1988.
- Clearinghouse Rule 88- 22 effective August 1, 1988.

JOURNAL OF THE SENATE [September 7, 1988]

Sincerely,
GARY L. POULSON
Assistant Revisor

Senate Clearinghouse Rule 87-139

Relating to requiring teenagers who are included in an aid to families with dependent children grant to attend school to meet the Wisconsin employment opportunities program participation requirements.

Submitted by Department of Health and Social Services.

Report received from agency, August 31, 1988.

Referred to committee on Agriculture, Health and Human Services, September 7, 1988.

Senate Clearinghouse Rule 87-158

Relating to surface water quality criteria for toxic and organoleptic substances.

Submitted by Department of Natural Resources.

Report received from agency, September 2, 1988.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, September 7, 1988.

Senate Clearinghouse Rule 88-1

Relating to surface water quality based effluent limits for toxicants and organoleptic substances.

Submitted by Department of Natural Resources.

Report received from agency, September 2, 1988.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, September 7, 1988.

Senate Clearinghouse Rule 88-82

Relating to establishing requirements for warranty plans and warranty contracts.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, August 31, 1988.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, September 7, 1988.

Senate Clearinghouse Rule 88-98

Relating to fees for mortgage bankers, loan originators, loan solicitors and financial examinations and transition provisions.

Submitted by Department of Regulation and Licensing.

Report received from agency, September 6, 1988.

Referred to committee on Aging, Banking, Commercial Credit and Taxation, September 7, 1988.

Senate Clearinghouse Rule 88-104

Relating to various benefits available from the department of veterans affairs.

Submitted by Department of Veterans Affairs.

Report received from agency, September 1, 1988.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, September 7, 1988.

Senate Clearinghouse Rule 88-116

Relating to the issuance by life insurers of annuity contracts without life contingencies and the definition and classification of life insurance.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, September 9, 1988.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, September 7, 1988.

Senate Clearinghouse Rule 88-147

AN ORDER to create a shoreland-wetland zoning ordinance for the village of Menomonee Falls.

Submitted by Department of Natural Resources.

Report received from agency, September 6, 1988.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, September 7, 1988.

The committee on Education reports and recommends:

Senate Clearinghouse Rule 88-48

Relating to district board member appointments.

No action taken.

Senate Clearinghouse Rule 88-80

Relating to nursing student stipend loans.

No action taken.

Joseph Czarnecki
Chair

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

Senate Clearinghouse Rule 87-107

Relating to the definition of 'civil rights grievance' for the purpose of the inmate complaint review system.

No action taken.

Senate Clearinghouse Rule 88-31

Relating to student permits and refund policies for cosmetology schools and credit for prior related training.

No action taken.

Rodney C. Moen
Chair