

# Ninetieth Regular Session

WEDNESDAY, December 18, 1991

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

## INTRODUCTION OF BILLS

Read first time and referred:

### Senate Bill 413

Relating to a September shared revenue payment to counties and municipalities.

By Senators Czarnecki, Plewa, Burke and Rude; cosponsored by Representatives Bell, Carpenter, Turner, Robson, Ott, Lehman, Krusick, Hamilton, Grobschmidt, Lautenschlager and Darling.

To committee on Aging, Banking, Communications and Taxation.

### Senate Bill 414

Relating to school district payment of tuition for pupils who participate in the postsecondary enrollment options program.

By Senators Helbach, Jauch, Risser, Potter, Moen, Lorman, Petak, Van Sistine, Huelsman and Stitt; cosponsored by Representatives Schneider, Van Dreel, Hisrich, Grobschmidt, Medinger, Hamilton, Baldus, Wood, Hinkfuss, Panzer, Brancel, Darling, Coleman, Ladwig, Hahn, Brandemuehl, Van Gorden, Goetsch, Lorge, Ainsworth and Lautenschlager.

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

### Senate Bill 415

Relating to changes to powers of attorney for health care.

By Senators Barrett and Chvala; cosponsored by Representatives Rosenzweig and Huber.

To committee on Judiciary and Consumer Affairs.

### Senate Bill 416

Relating to providing grants for transitional housing for homeless veterans and making an appropriation.

By Senators Van Sistine, Breske, Moen, Barrett, Feingold, Cowles, Risser, Schultz, Jauch, Rude, Potter and Farrow; cosponsored by Representatives Bolle, Hubler, Grobschmidt, Travis, Schneider, Wineke, Musser, Vander Loop, Carpenter, S. Cogg, Van Dreel, Schwartz, Schneiders, Hisrich, Gronemus, Barca, Baldus, Seery, Robson, Lorge, Vanderperren, Hinkfuss, Hough, Boyle, Darling, Holschbach, Lautenschlager, Swoboda, Roberts, Zien, Fortis, Black and Vergeront.

To committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

### Senate Bill 417

Relating to providing health care treatment to Vietnam veterans suffering from non-Hodgkin's lymphoma or soft-tissue sarcoma.

By Senators Van Sistine, Breske, Moen, Rude, Buettner, Feingold, Cowles, Risser, Schultz, Jauch, Potter and Barrett; cosponsored by Representatives

Bolle, Schneider, Hubler, Musser, Travis, Grobschmidt, Wineke, Carpenter, Holperin, Vander Loop, Radtke, Schwartz, Gronemus, Hisrich, Barca, Baldus, Van Dreel, Seery, Robson, Vanderperren, Lorge, Hinkfuss, Hough, Zien, Boyle, Darling, Holschbach, Lautenschlager, Swoboda, Roberts, Fortis, Nass, Stower, Black and Vergeront.

To committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

### Senate Bill 418

Relating to the determination of necessity for condemnation by a school district.

By Senators Potter, Weeden and Buettner; cosponsored by Representatives Wineke, Gruszynski and Nass.

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

### Senate Bill 419

Relating to impoundment or immobilization of certain motor vehicles and providing penalties.

By Senators Lorman, Buettner and Huelsman; cosponsored by Representatives Wood, Krusick, Lehman, Silbaugh, Ainsworth, Vergeront and Bolle.

To committee on Judiciary and Consumer Affairs.

### Senate Bill 420

Relating to creating a method by which certain towns may change their status to a city.

By Senator Roshell; cosponsored by Representatives Hamilton, Musser, Bolle, Ladwig and Hahn.

To committee on Urban Affairs, Environmental Resources and Elections.

### Senate Bill 421

Relating to the membership of the natural resources board.

By Senators Roshell, Helbach, Moen, Breske, Rude, Schultz, Lasee, Lorman and Leean; cosponsored by Representatives Harsdorf, Hamilton, Hisrich, Baldus, Bolle, Gronemus, Musser, Klusman, Van Gorden, Panzer, Lorge, Zien, Ladwig, Johnsrud, Turba, Goetsch, Lehman, Hahn, Huber, Ott, Silbaugh, Duff, Brancel, Brandemuehl, Darling, Nass and Ainsworth.

To committee on Urban Affairs, Environmental Resources and Elections.

## COMMITTEE REPORTS

The committee on Housing, Government Operations and Cultural Affairs reports and recommends:

### Assembly Bill 121

Relating to the maximum permitted obligations and the maximum loans for the property tax deferral program.

Concurrence:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

**Assembly Bill 99**

Relating to allowing any retired state employe and certain other former state employes to purchase coverage under the state employe group health insurance plan by furnishing evidence of insurability satisfactory to the insurer.

Concurrence:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

**Assembly Bill 379**

Relating to various changes affecting the Wisconsin retirement system and group insurance and other benefit plans for public employes and granting rule-making authority.

Introduction and adoption of Senate amendment 1:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

**Assembly Bill 434**

Relating to representation on the joint survey committee on retirement systems, the retirement research committee and the employe trust funds board and making an appropriation.

Concurrence:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

**Senate Bill 315**

Relating to eliminating the license fee for holding or showing a boxing match on a closed circuit telecast or subscription telecast.

Passage:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

**Senate Bill 316**

Relating to recruitment for vacancies in the classified civil service.

Passage:

Ayes, 4 -- Senators Plewa, Burke, Rude and Huelsman;

Noes, 0 -- None.

John R. Plewa  
Chair

**REPORT OF JOINT SURVEY COMMITTEE ON  
TAX EXEMPTIONS**

**Appendix to Senate Bill 300**

**Public Policy Involved**

This Bill is good public policy.

Senator Barrett  
Co-chair

Representative Fortis  
Co-chair

Read and referred to committee on Aging, Banking, Communications and Taxation

**PETITIONS AND COMMUNICATIONS**

State of Wisconsin

Legislative Audit Bureau

December 11, 1991

To the Honorable the Legislature:

We have completed an evaluation of the Vocational, Technical and Adult Education (VTAE) System's provision of educational services through contracting. It is through contracting that customized training and technical assistance are provided to business and industry in order to foster economic development and provide employment opportunities.

The VTAE districts have expanded their contracting over the past several years. In fiscal year 1990-91, an estimated 5,539 contracts were written, with a total calculated value of \$15.9 million. Of that amount, \$4.4 million were subsidized by the VTAE districts with public funds. The remainder was paid by service recipients, three-fourths of which were businesses.

However, the VTAE System has not effectively managed these contracting services, nor the subsidies. The services and the public subsidies are not provided based on a management or business plan designed to meet specific economic development or other public policy goals. Additionally, districts currently do not determine the total costs of the services and, therefore, cannot accurately budget or account for the public funds used for subsidies.

We believe the VTAE districts need to develop business plans to more effectively manage their contracting activities, develop policies to fully account for public funds invested, and state the policy purposes for any subsidies given. We also include a recommendation for the State VTAE and district boards to develop policies to resolve situations where the VTAE System's provision of subsidized services is in direct competition with private providers of similar services.

We appreciate the courtesy and cooperation extended to us by the state VTAE and district boards as well as by their staffs. The response of the State Director of the VTAE System is Appendix II.

Sincerely,  
Dale Cattanaach

JOURNAL OF THE SENATE [December 18, 1991]

State Auditor

State of Wisconsin  
Legislative Audit Bureau

December 17, 1991

To the Honorable the Legislature:

We have completed our review of the research indirect cost rate used by the University of Wisconsin-Madison to obtain reimbursement of general administrative and other indirect costs incurred to support federal research grants. The federal government has sought greater scrutiny of indirect cost rates in light of recent reports that some universities' indirect cost rates have included inappropriate and questionable costs.

UW-Madison received \$43 million in federal funds as reimbursement for the indirect costs of research grants in fiscal year (FY) 1990-91. UW-Madison's indirect cost rate is currently 44 percent of the direct costs to conduct research. Negotiations with the federal government will begin in Spring 1992 to develop a new rate for research grants issued in FY 1992-93.

Our review found that while UW-Madison's research indirect cost rate includes some costs which federal guidelines do not allow, UW-Madison's rate does not include the magnitude of unallowable costs which have been reported at other universities. In addition, the rate does not include some costs which UW-Madison could have claimed. This may have contributed to UW-Madison's relatively low rate, which ranks eleventh of 12 peer universities.

Our review also found that UW-Madison's rate includes some costs which, although accepted in the past, may not be allowed in future negotiations because their relationship to research has not been well documented.

To better ensure that UW-Madison is in a position to negotiate an indirect cost rate which is in the State's best interests, we believe UW-Madison will need to better document all the costs it claims and become more aggressive in identifying and including all eligible costs in its proposed research indirect cost rate for FY 1992-93.

We appreciate the courtesy and cooperation extended to us by staff at UW-Madison and UW System Administration. A joint response from UW System Administration and UW-Madison is the appendix.

Sincerely,  
Dale Cattanach  
State Auditor

State of Wisconsin  
Department of Health and Social Services  
November, 1991

To the Honorable the Legislature:

I am pleased to submit to the Governor and to the Legislature the 1990 "Guide To Wisconsin Hospitals," which provides summary and detailed information about

utilization, staffing and fiscal data from Wisconsin hospitals.

The inclusion of hospital revenue and expense information in the "Guide" fulfills the statutory requirement contained in s. 153.35 (2), Wis. Stats., to provide "comparisons, among hospitals, of increases or decreases in gross revenue, net revenues, revenues and expenditures."

I wish to express my appreciation to all Wisconsin hospitals that were part of the reporting process. Please contact OHCI if you or your staff would like additional copies of this report, or have any questions.

Sincerely,  
David J.W. Klauser, Director

State of Wisconsin  
Department of Natural Resources  
December 12, 1991

To the Honorable the Legislature:

Section 29.095 (6) (c) Wisconsin Statutes requires the Department of Natural Resources to report annually to you for distribution to the legislature under s. 13.172 (2) concerning the distribution of a pamphlet on the Medicare Assignment Program.

The DNR distributed approximately 11,000 copies of this pamphlet to senior citizens that purchased the senior citizen recreation card or obtained the free senior citizen fishing license in 1991.

Please note that both the senior citizen recreation card and the free fishing license were abolished in the 91-93 budget. Therefore this will be the last report from us.

Sincerely,  
Douglas E. Poole  
Bureau of Finance

STATE OF WISCONSIN  
ETHICS BOARD

December 10, 1991

To the Honorable the Senate:

At the direction of § 13.685(7), Wisconsin Statutes, I am furnishing you with the following changes in the Ethics Board's records of licensed lobbyists and their employers.

**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:

**Telephone Association, Wisconsin State**

Gosewehr, Laurie

**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.

**Farm Equipment Assoc., Inc. (now Midwest Equipment Dealers, Inc.)**

Willborn, Terry L. 11/25/91

**Organization's cessation of lobbying activity:** Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist indicates a cessation of all lobbying activity effective on the date shown.

**Dane County Suburban Schools 12/3/91**

**Organization's modification or amendment of records:** The organizations listed below have previously registered with the Ethics Board and now indicate the following modifications to their records:

**Name Change:** (Old name) Farm Equipment Assoc., Inc. changed to: (New name) Midwest Equipment Dealers, Inc.)

**Lobbyists' modification or amendment of records:** The lobbyists listed below have previously registered with the Ethics Board and now indicate the following modifications to their records:

**Address Change:** Tom Harnisch 44 E. Mifflin, Suite 900 Madison, WI 53703

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

**Senate Petition 12**

A petition by 18 residents of the state of Wisconsin in support of Assembly Bill 403 to provide four positions for an Office of School Services in the Wisconsin Historical Society to provide all schools with programs and materials.

By Senator Rude.

Read and referred to committee Education, Economic Development, Financial Institutions and Fiscal Policies.

**EXECUTIVE COMMUNICATIONS**

State of Wisconsin  
Office of the Governor

December 12, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. ROLF WEGENKE of Madison, as a member of the Educational Communications Board pursuant to the

statute governing, to serve for the interim term ending May 1, 1992 and for the full term ending May 1, 1996.

Respectfully,  
Tommy Thompson  
Governor

Read and referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

State of Wisconsin  
Office of the Governor

December 13, 1991

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
2-----	106 -----	December 13, 1991
20-----	107 -----	December 13, 1991
221-----	108 -----	December 13, 1991
359-----	109 -----	December 13, 1991

Respectfully,  
TOMMY G. THOMPSON  
Governor

**SENATE CLEARINGHOUSE ORDERS**

**Senate Clearinghouse Rule 91-59**

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

Submitted by Department of Natural Resources.  
Report received from agency, December 16, 1991.

Referred to committee on Urban Affairs, Environmental Resources and Elections, December 18, 1991.

**Senate Clearinghouse Rule 91-115**

Relating to licenses and approved programs.  
Submitted by Department of Public Instruction.

Report received from agency, December 11, 1991.  
Referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies, December 18, 1991.

**Senate Clearinghouse Rule 91-126**

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

Submitted by Department of Natural Resources.  
Report received from agency, December 16, 1991.

Referred to committee on Urban Affairs, Environmental Resources and Elections, December 18, 1991.

**Senate Clearinghouse Rule 91-159**

Relating to private sewage system replacement or rehabilitation grant program.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, December 13, 1991.

JOURNAL OF THE SENATE [December 18, 1991]

Referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs, December 18, 1991.

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

**Senate Clearinghouse Rule 90-233**

Relating to surface water quality criteria for toxic substances.

No action taken.

**Senate Clearinghouse Rule 91-83**

Relating to amusement rides and attractions.

No action taken.

Jerome Van Sistine  
Chair

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

**Senate Clearinghouse Rule 91-136**

Relating to the hazardous pollution prevention audit grant program.

No action taken.

Brian Burke  
Chair