

1997-98 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

Joint Committee on
Finance (JC-Fi)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-EdR_RCP_pt01a
- 05hrAC-EdR_RCP_pt01b
- 05hrAC-EdR_RCP_pt02

➤ Appointments ... Appt

➤ **

➤ Clearinghouse Rules ... CRule

➤ **

➤ Committee Hearings ... CH

➤ **

➤ Committee Reports ... CR

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Hearing Records ... HR

➤ **

➤ Miscellaneous ... Misc

➤ 97hrJC-Fi_Misc_pt103_LFB

➤ Record of Comm. Proceedings ... RCP

➤ **

Secretary of State

(LFB Budget Summary Document: Page 540)

No Issue Papers Have Been Prepared

SECRETARY OF STATE

Fee and Position Increases

Motion:

Move to provide \$25,900 PR in 1997-98 and \$28,900 PR in 1998-99 and 1.0 PR position beginning in 1997-98 to the Office of the Secretary of State. Increase the fee for notaries from \$15 to \$20 for a four year commission and from \$15 to \$50 for a permanent notary commission for attorneys.

Note:

The Office of the Secretary of State has 6.5 PR positions and base level funding of \$237,000 PR. The Office's responsibilities include issuing notary public commissions, registering trademarks and tradenames, publishing state laws, recording official acts of the Governor and Legislature, and performing related audits and filing activities.

The Office is funded by fees for services which are placed in a program revenue appropriation. Any year-end unencumbered amounts in excess of 10% of the prior fiscal year's expenditures is lapsed to the general fund.

This motion would provide 1.0 additional position for the Office. In addition, certain fees for notary commissions would be increased. As a result, there would be an estimated increase in GPR-earned of \$72,500 in 1997-98 and \$70,200 in 1998-99.

[Change to Base: \$54,800 PR; \$142,700 GPR-Earned]

[Change to Bill: \$54,800 PR; \$142,700 GPR-Earned]

MO# 7029

JENSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OURADA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HARSDORF	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ALBERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
GARD	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KAUFERT	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LINTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COGGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2 BURKE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DECKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
GEORGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JAUCH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
WINEKE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SHIBILSKI	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COWLES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PANZER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AYE 10 NO 6 ABS _____

SECRETARY OF STATE

LFB Summary Items for Which No Issue Papers Have Been Prepared

<u>Item #</u>	<u>Title</u>
1	Standard Budget Adjustments
2	Agency Collections Appropriation Adjustment
3	Information Technology Infrastructure Support
4	Technical Appropriation Changes

MO# AIH # 1-4

² JENSEN	<u>Y</u>	N	A
OURADA	<u>Y</u>	N	A
HARSDORF	<u>Y</u>	N	A
ALBERS	<u>Y</u>	N	A
GARD	<u>Y</u>	N	A
KAUFERT	<u>Y</u>	N	A
LINTON	<u>Y</u>	N	A
COGGS	<u>Y</u>	N	A

¹ BURKE	<u>Y</u>	N	A
DECKER	<u>Y</u>	N	A
GEORGE	<u>Y</u>	N	A
JAUCH	<u>Y</u>	N	A
WINEKE	<u>Y</u>	N	A
SHIBILSKI	<u>Y</u>	N	A
COWLES	<u>Y</u>	N	A
PANZER	<u>Y</u>	N	A

AYE 16 NO 0 ABS _____

Jensen

- Study of Debt Collection (7100)
- Consolidation of State Centers (5069)

Albers

- Literacy Program and Contract with Public Enrichment Foundation (7035)
- Labor Training and Employment Services Grant (7040)

Coggs

- Truancy Abatement and Burglary Suppression Program (3067)
- Poison Control Centers (1684)

Gard

- Concession Stands at Locally-Sponsored Sporting Events (6054)
- Forestry Education Grants Program (3001)

Harsdorf

- Agriculture Investment Aids (7030)
- Dairy Price Reform (6039)

Kaufert

- Assembly Laptop Computers (1611)
- OCI -- Mandated Hospital Services, Anesthetics and Dental Coverage Provisions (7053)

Linton

- Bike Trail Study (5044)
- Prohibit Detours on USH 2 Project (5043)

Ourada

- Nonmetallic Mining Reclamation (7066)

Burke

- Electronic Transmission of Prescription Orders (7032)

Cowles

- Exemption from Electric Utility Advance Planning Proceedings of Co-Generation Facilities Constructed, Owned or Operated by Certain Nonutility Manufacturing Businesses (7052)
- Inpatient Hospital Services for Persons with Tuberculosis (6055)

Decker

- Increased Funding for Municipal Aids (7033)
- Historical Society - Historical Legacy Trust Fund (7023)

George

- Supplemental Payments for Essential Access City Hospitals (1682)
- AIDS Life Care Service Grants (7039)

Jauch

- Lead Screening and Outreach Project (1036)
- Nonpoint Source Water Pollution Abatement Program (7031)

Panzer

- Labor Training and Employment Services Grant (5054)
- Camp Matawa Lease (3152)

Shibilski

- Aquatic and Terrestrial Resources Inventory (7022)
- Educational Consultants (7034)

Wineke

- The Wisconsin State Capitol on Tour (7661)
- Retroactive Compensation for Certain Calls Originated from Pay Telephones (3242)

REVENUE

Study on Debt Collection

Motion:

Move to direct the Department of Revenue to submit, to the Joint Committee on Finance at its December, 1998, meeting under s. 13.10, a study for centralized debt collection for state government and to consider working with local governments in a coordinated fashion.

MO# 7100

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
ZGARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 AES _____

HEALTH AND FAMILY SERVICES

Consolidation of State Centers

Motion:

Move to modify Motion #655, which was previously adopted by the Committee, that would establish a commission to develop and recommend a plan to consolidate the State Centers for the Developmentally Disabled, as follows.

Standards for Consideration. Require the Commission to consider the following factors in developing any recommendation: (a) community supports for center residents; (b) employment effects; (c) fiscal effects on the state; (d) the ability of relatives of the Center residents to maintain contact with the residents; (e) the impact on residents from any relocation; and (f) the possible alternative uses of any Centers that would be closed.

Authorizing Powers. Specify that if the Commission's recommendation is to close one or more Centers and this recommendation is not rejected by the Legislature, authorize the Department of Health and Family Services, notwithstanding any provision of the law to the contrary, to: (a) refuse new admissions to any Center that is recommended for closing; (b) transfer residents among Centers without following otherwise applicable statutory procedures; and (c) relocate the intensive treatment programs from their current locations at Southern and Northern to another Center.

Relocation Funding. If the Commission recommends a plan for consolidation of the State Centers and the Plan is not rejected by the Legislature, require the Department of Health and Family Services to submit a s. 13.10 request to the Joint Committee on Finance for funding of the relocation costs. Require the Committee to transfer the requested funding, but not more than \$600,000 GPR.

Commission Members. Specify that a Commission member cannot be a State Representative or Senator from a district in which any of the three State Centers is located.

Note:

On May 7, 1997, the Committee adopted Motion #655 to create a commission that would develop and recommend a plan by January 1, 1998, for the consolidation of these facilities. Under that motion, DHFS would be required to carry out the recommendations of the commission unless, within 60 days following submission of the plan to the Legislature, both the Assembly and Senate vote to reject the plan.

This motion would add several provisions so that the commission's recommendations could be implemented without additional legislation. First, the motion would specify standards that the commission must use in developing their recommendation for any consolidation of the State Centers so that the commission recommendation would not be attacked as an unlawful delegation of legislative authority. Secondly, the motion would grant the DHFS several powers, notwithstanding any provision of the law to the contrary, so that DHFS could implement any consolidation plan recommended by the commission and not rejected by the Legislature. The motion would require the Department, if a consolidation plan is recommended and not rejected by the Legislature, to submit a s. 13.10 request for the necessary funding to carry out the consolidation. The Committee would be required to transfer the requested funding, up to \$600,000 in 1998-99. Finally, the motion would prohibit any state representative or senator from any district in which a state center is located from being a member of the Commission.

MO# 5069

1	JENSEN	X	N	A
2	OURADA	X	N	A
	HARSDORF	X	N	A
	ALBERS	X	N	A
	GARD	X	N	A
	KAUFERT	X	N	A
	LINTON	X	N	A
	COGGS	X	N	A

	BURKE	X	N	A
	DECKER	X	N	A
	GEORGE	X	N	A
	JAUCH	X	N	A
	WINEKE	X	N	A
	SHIBILSKI	X	N	A
	COWLES	X	N	A
	PANZER	X	N	A

AYE 16 NO 0 ABS _____

ADMINISTRATION

Literacy Program and Contract with Public Enrichment Foundation

Motion:

Move to provide \$100,000 GPR in 1998-99 in a new annual appropriation under the Department of Administration (DOA). Specify that the funding would be placed in unallotted reserve for release by DOA. Create a gifts and grants appropriation under DOA for donations collected for literacy programs. Require DOA, in cooperation with the literacy program administered by the Governor's Office, to contract with the Public Enrichment Foundation (PEF) to provide free books to educational and social service organizations in the state of Wisconsin. Require the Governor's Office literacy program staff to take requests from organizations for free books and forward them to PEF.

Specify that DOA, in cooperation with the literacy program in the Governor's Office, would be required to seek additional resources from foundations and private donors to support literacy programs. Require DOA and the literacy program to report to the Secretary of DOA on, or after, December 1, 1997 regarding their success in obtaining additional funding through private donations. Specify that if the Secretary determines that fundraising efforts have been sufficient, he could release the funding from unallotted reserve.

Note:

The Public Enrichment Foundation, located in Kingsford, Michigan, is a nonprofit organization established in 1987. According information provided by the PEF Executive Director, the mission of PEF is to help increase the academic achievements and reading skills of children and needy adults, and to enrich the lives of those less-fortunate with free reading and educational materials.

PEF secures new book donations from publishers and manufacturers and then distributes the books from its central distribution warehouse to educational and social service institutions such as school districts, Head Start agencies, nonprofit organizations, hospitals, senior citizen homes and foster parent associations. PEF has received donations from publishers such as the National Geographic Society, Readers Digest, McGraw-Hill and the Detroit Free Press.

This motion would provide \$100,000 GPR in 1998-99 for this proposed program and contract with PEF.

[Change to Bill: \$100,000 GPR]

Motion #7035

MO# <u>7035</u>				BURKE	<input checked="" type="checkbox"/>	N	A
				DECKER	<input checked="" type="checkbox"/>	N	A
				GEORGE	<input checked="" type="checkbox"/>	N	A
JENSEN	<input checked="" type="checkbox"/>	N	A	JAUCH	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A	WINEKE	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A	SHIBILSKI	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A	COWLES	<input checked="" type="checkbox"/>	N	A
ZGARD	<input checked="" type="checkbox"/>	N	A	PANZER	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A				
LINTON	<input checked="" type="checkbox"/>	N	A				
COGGS	<input checked="" type="checkbox"/>	N	A				
				AYE	<u>15</u>	NO	<u>1</u> ABS

PUBLIC INSTRUCTION

Truancy Abatement and Burglary Suppression Program

Motion:

Move to provide \$585,000 GPR annually for the Youth Service Centers Truancy Abatement and Burglary Suppression (TABS) program. Modify the current requirement that the Milwaukee Public Schools (MPS) pay for this program, to specify that MPS would have to pay only to the extent that state funding is provided for this purpose.

Note:

Under current law, MPS is required to establish at least two youth service centers for the counseling of pupils who are taken into custody for being absent from school without an acceptable excuse. MPS must contract with the boys and girls clubs of Greater Milwaukee for the operation of the centers. Additionally, MPS must pay the City of Milwaukee a sum sufficient to pay the costs of salaries and fringe benefits of four law enforcement officers to work on truancy abatement and burglary suppression on a full-time basis. State funding for this program, which was \$585,000 GPR in 1995-96, was eliminated on June 30, 1996. This motion would provide \$585,000 GPR annually and modify the requirement that MPS pay for the TABS program, except to the extent that state funding is provided

[Change to Base: \$1,170,000 GPR]

[Change to Bill: \$1,170,000 GPR]

MO# 3067

JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALBERS	Y	N	A
GARD	Y	N	A
KAUFERT	Y	N	A
LINTON	Y	N	A
COGGS	Y	N	A

2 BURKE	Y	N	A
DECKER	Y	N	A
GEORGE	Y	N	A
JAUCH	Y	N	A
WINEKE	Y	N	A
SHIBILSKI	Y	N	A
COWLES	Y	N	A
PANZER	Y	N	A

AYE 8 NO 8 ABS

HEALTH AND FAMILY SERVICES

Poison Control Centers

Motion:

Move to provide \$187,500 GPR annually to increase support for the Wisconsin poison control centers.

Note:

The Wisconsin poison control centers provide information about how to handle poisoning emergency situations through a 24-hour poison hotline. The hotline is used by the general public and health-care professionals throughout the state. The centers are based at Children's Hospital of Wisconsin and the University of Wisconsin Hospital.

Prior to 1995 Wisconsin Act 27, state funding for the poison control centers totalled \$375,000 GPR annually. Act 27 reduced funding for the poison control centers to \$187,500 annually. This motion would restore funding for the poison control centers to the 1994-95 level.

[Change to Bill: \$375,000 GPR]

MO# 11684

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
2 GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
1 COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 15 NO 1 ABS _____

HEALTH AND FAMILY SERVICES

Concession Stands at Locally-Sponsored Sporting Events

Motion:

Move to modify the statutory definition of "restaurant" to exclude concession stands at locally-sponsored sporting events.

Note:

This motion would exempt concession stands at locally-sponsored sporting events, such as little league games.

Currently, under s. 254.61(5) of the statutes, a restaurant is defined as any building, room, or place where meals are prepared or served or sold to transient or the general public, and all places used in connection with it and includes any public or private lunchroom for which food services is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections.

Under current law, the following are excluded from the definition of restaurant:

- Taverns that serve free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish or bread and butter.
- Churches, religious, fraternal, youths' or patriotic organizations, service clubs and civic organizations which occasionally prepare, serve or sell meals to transients or the general public.
- Any bed and breakfast establishment that serves breakfast only to its lodgers.
- Any center at a 2-year collegiate campus, any private institution of higher education or any technical college that serves meals only to the students enrolled in the center, or any institution or schools authorized to serve meals to the elderly under nutritional improvement for the elderly programs.

VOTE
OVER

MO# 6054

JENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
/ GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
ZWINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
PANZER	X	N	A

AYE 16 NO 0 ABS _____

COMMERCE

Forestry Education Grants Program

Motion:

Move to create a forestry education grant program administered by the Department of Commerce. Authorize the Department to make grants to nonprofit organizations to fund forestry education programs and instructional materials for K-12 classroom education in public schools. Require that the instructional materials be developed by the grant recipients and be approved by Commerce, the University of Wisconsin-Stevens Point College of Natural Resources, Timber Management Program. Further, make dispersal of funding contingent on the signing of a memorandum of understanding between Commerce, UW-Stevens Point and the grant recipient. Provide annual funding of \$100,000 SEG in a continuing appropriation from the forestry account of the conservation fund.

Note:

This motion would create a forestry education grant program to provide grants to nonprofit organizations for activities related to providing forestry education programs to public grade school children. Funding of \$100,000 SEG would annually be provided from the forestry account of the conservation fund.

[Change to Bill: \$200,000 SEG]

MO# 3001

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 ABS _____

AGRICULTURE, TRADE AND CONSUMER PROTECTION

Agriculture Investment Aids

Motion:

Move to create an agriculture investment aids gifts and grants appropriation in DATCP. All funds received from gifts and grants would be used for agricultural research and development grants and sustainable agriculture grants to carry out the purposes for which the grants were made.

MO# 7030

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
/ HARS DORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
2 KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 ABS _____

AGRICULTURE, TRADE AND CONSUMER PROTECTION

Dairy Price Reform

Motion:

Move to provide \$50,000 GPR in 1997-98 to provide funds to the Department to provide assistance to organizations working to reform federal dairy policy, including federal milk marketing orders.

Note:

[Change to Base: \$50,000 GPR]
[Change to Bill: -\$50,000 GPR]

MO# 6039

JENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A
BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
PANZER	X	N	A

AYE 16 NO 0 ABS

LEGISLATURE

Assembly Laptop Computers

Motion:

Move to request the Assembly Committee on Organization to enter into a master lease agreement during 1997-98 to fund costs associated with the purchase of 100 laptop computers for Assembly offices. Provide that the costs associated with the master lease would be funded from the amounts budgeted in the legislative documents appropriation.

Note:

Master lease payments for the Legislature's information technology costs are funded from the legislative documents appropriation. This motion would request that the Assembly Committee on Organization enter into a master lease for 100 laptop computers for Assembly offices. It is estimated that the cost associated with the purchases would be \$100,700 GPR in 1997-98 and \$96,100 GPR in 1998-99 for the first two years of a four-year master lease and would be funded from the budgeted amounts in the appropriation. The remaining two required annual payments (estimated at \$91,600 GPR and \$87,000 GPR respectively) would be made during the 1999-2001 biennium.

MO# 1611

JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALBERS	Y	N	A
GARD	Y	N	A
KAUFERT	Y	N	A
LINTON	Y	N	A
COGGS	Y	N	A

BURKE	Y	N	A
DECKER	Y	N	A
GEORGE	Y	N	A
JAUCH	Y	N	A
WINEKE	Y	N	A
SHIBILSKI	Y	N	A
COWLES	Y	N	A
PANZER	Y	N	A

AYE 13 NO 3 ABS _____

INSURANCE

Mandated Hospital Services, Anesthetics and Dental Coverage Provisions

Motion:

Move to:

A. Require every disability insurance policy, and every self-insured health plan of the state or a county, city, village, town or school district to cover hospital services and anesthetics that are provided in conjunction with dental care which is provided to a covered individual in a hospital, if any of the following apply: (1) the individual is a child under the age of five; (2) the individual has a chronic disability which is defined as a disability which: (a) is attributable to a mental or physical impairment or combination of mental and physical impairments; (b) is likely to continue indefinitely; and (c) has resulted in substantial functional limitations in one or more of the following areas of major life activity: self-care; receptive and expressive language; learning; mobility; capacity for independent living; and economic self-sufficiency; or (3) the individual has a medical condition that requires hospitalization or general anesthesia for dental care. Provide that this coverage may be subject to any limitations, exclusions or cost-sharing provisions that apply generally under the disability insurance policy or self-insured plan.

B. Require every disability insurance policy, and every self-insured health plan of the state or a county, city, village, town or school district, that provides coverage of any diagnostic or surgical procedure involving a bone, joint, tissue or muscle to provide coverage for diagnostic and surgical procedures, including prescribed intraoral splint therapy devices, involving a bone, joint, tissue or muscle of the face, neck, head or skeletal structure, for the treatment of a condition when all of the following apply: (1) the condition is caused by congenital, developmental or acquired deformity, disease or injury; (2) the procedure or device is reasonable and appropriate for the diagnosis or treatment of the condition, under the accepted standards of the profession of the health care provider rendering the service; and (3) the purpose of the procedure or device is to control or eliminate infection, pain, disease or facial disfigurement or to restore functional swallowing or chewing. Provide that the coverage required under this subsection may be subject to any limitations, exclusions or cost-sharing provisions that apply generally under the disability insurance policy or self-insured health plan.

C. Provide that required coverages under both points A and B above first apply to disability insurance policies that are issued or renewed and self-insured health plans that are established, extended, modified or renewed, on the first day of the fifth month beginning after the effective date of the bill. Except disability insurance policies and self-insured plans covering

employees who are affected by a collective bargaining agreement containing provisions inconsistent with these provisions to provide that they first apply to a disability insurance policy that is issued or renewed and to a self-insured plan that is established, extended, modified or renewed, on the earlier of the following: the day on which the collective bargaining agreement expires or the day on which the collective bargaining agreement is extended, modified or renewed.

Note:

Under current law, no health insurance policy, plan or contract may exclude coverage for diagnosis and treatment of a condition or complaint by a licensed dentist within the scope of the dentist's license, if the policy, plan or contract covers diagnosis and treatment of the condition or complaint by another health care provider, as defined under s. 146.81.

This motion would require the health plans and disability insurance policies listed above, regardless of what coverage they offer, to cover general anesthesia and hospital services, provided in conjunction with dental care, that is provided to a covered individual in a hospital, if any of the following conditions apply: (1) the individual is a child under the age of five; (2) the individual has a chronic disability as defined above; and (3) the individual has a medical condition that requires hospitalization or general anesthesia for dental care.

This motion would also require that the health plans and disability insurance policies listed above that provide coverage of any diagnostic or surgical procedure involving a bone, joint, tissue or muscle would be required to provide coverage for treatment for any diagnostic or surgical procedures, including prescribed intraoral splint therapy devices, involving a bone, tissue, joint or muscle of the face, neck or skeletal structure, for the treatment of a condition when all of the following apply: (1) the condition was caused by congenital, development or acquired deformity, disease or injury; (2) the procedure or device is reasonable and appropriate for the diagnosis or treatment of the condition; and (3) the purpose of the procedure or device is to control or eliminate infection, pain, disease or facial disfigurement or to restore functional swallowing or chewing.

MO# <u>7053</u>	A A A A A A A A	A A A A A A A A	A A A A A A A A
JENSEN	N	N	N
OURADA	X	N	N
HARSDORF	X	N	N
ALBERS	X	N	N
GARD	X	N	N
KAUFERT	X	N	N
LINTON	X	N	N
COGGS	X	N	N
BURKE	X	N	N
DECKER	X	N	N
GEORGE	X	N	N
JAUCH	X	N	N
WINEKE	X	N	N
SHIBILSKI	X	N	N
COWLES	X	N	N
PANZER	X	N	N
AYE <u>14</u>	NO <u>2</u>	ABS	ABS

NATURAL RESOURCES

Bike Trail Study

Motion:

Move to require DNR to submit a study to the appropriate standing committees of the Legislature, by July 1, 1998, on the feasibility of paving state bike trails, including such factors as effects on trail maintenance and usage and the applicability of similar efforts in other states.

MO# 5044

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
2 KAUFERT	<input checked="" type="checkbox"/>	N	A
1 LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 ABS _____

TRANSPORTATION

Prohibit Detours on USH 2 Project

Motion:

Move to require DOT to develop and implement an alternate traffic plan that does not involve detouring traffic off of USH 2 in Bayfield County during the reconstruction project on USH 2 between Ino and STH 13.

Note:

The reconstruction of this stretch of USH 2 in Bayfield County is currently scheduled to occur between May and October, 1998. DOT's traffic plan for the project would require traffic to be detoured between July 4 and Labor Day, using routes both north and south of USH 2. This motion would require DOT to develop and implement an alternate traffic plan that would not detour traffic off of USH 2.

MO# 5043

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A
BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
2 JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 ABS _____

NATURAL RESOURCES -- AIR, WASTE AND CONTAMINATED LAND

Nonmetallic Mining Reclamation

Motion:

Move that the Committee's modification of the Governor's recommendation to allow an operator seeking a nonmetallic mining reclamation permit to have the right to a contested case hearing under s. 68.11 (which prescribes the process for a municipality to conduct an administrative hearing) would be notwithstanding s. 68.001.

Note:

The nonmetallic mining reclamation provisions adopted by the Committee (LFB Paper #622) modified the Governor's recommendation to specify an operator who seeks a nonmetallic mining reclamation permit who meets the requirements of s. 227.42 (1) would have a right to a contested case hearing under s. 68.11, notwithstanding several other substantive provisions of Chapter 68, on the issuance, modification or denial of a reclamation permit and for a person holding a reclamation permit to a contested case hearing on an order related to a violation of a local nonmetallic mining ordinance.

The provisions adopted by the Committee specify that the substantive provision limiting the hearing rights to persons with constitutionally protected rights does not apply in cases involving nonmetallic mining reclamation permits. The requirements of s. 227.42 (1) state that in addition to any other right provided by law, any person filing a written request with an agency for hearing shall have the right to a hearing which shall be treated as a contested case if: (a) a substantial interest of the person is injured in fact or threatened with injury by agency action or inaction; (b) there is no evidence of legislative intent that the interest is not to be protected; (c) the injury to the person requesting a hearing is different in kind or degree from injury to the general public caused by the agency action or inaction; and (d) there is a dispute of material fact.

The motion would state that the right to a contested case hearing would exist notwithstanding s. 68.001 of the municipal administrative procedure chapter. Section 68.001 is a legislative purpose section which states that: "The purpose of this chapter is to afford a constitutionally sufficient, fair and orderly administrative procedure and review in connection with determinations by municipal authorities which involve constitutionally protected rights of

specific persons which are entitled to due process protection under the 14th amendment to the U.S. constitution." Thus, the motion would notwithstanding the legislative purpose statement in addition to notwithstanding the substantive provision.

The Legislative Reference Bureau believes the motion is unnecessary in that it notwithstanding a legislative purpose statement (as opposed to a substantive statutory language section) and that referencing the legislative purpose statement would improperly imply that it has legal effect. Further, it is possible that adoption of the provision could have the unintended effect of improperly implying that other legislative purpose statements that are not cross-referenced in notwithstanding clauses have legal effect.

MO# 7066

ZJENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	Y	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
PANZER	X	N	A

AYE 15 NO 1 ABS _____

MOF			
JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALERS	Y	N	A
GARD	Y	N	A
KAUERT	Y	N	A
LINTON	Y	N	A
COGGS	Y	N	A
BURKE	Y	N	A
DECKER	Y	N	A
GEORGE	Y	N	A
JAUCH	Y	N	A
WINEKE	Y	N	A
SHIBILSKI	Y	N	A
COWLES	Y	N	A
PANZER	Y	N	A
AYE	NO	ABS	

PUBLIC SERVICE COMMISSION

Exemption from Electric Utility Advance Planning Proceedings
of Co-Generation Facilities Constructed, Owned or Operated
by Certain Nonutility Manufacturing Businesses

Motion:

Move to include statutory language exempting a "manufacturing power plant facility" from being subject to the biennial advance planning proceeding required of electric utilities under s. 196.491 of the statutes. Define a "manufacturing power plant facility" as any electric generating equipment and associated facilities constructed, owned and operated by any entity other than a public utility or cooperative association for which at the time construction commences, it is reasonably anticipated that on each day of operation not less than 70% of the aggregate kilowatt hours output from the facility will be consumed by the entity in its on-site, nonutility manufacturing business. Specify that the advance planning requirements of s. 196.491 would not apply to any entity that constructs, owns or operated any manufacturing power plant facility so long as the entity continues to consume in its on-site nonutility manufacturing business not less than 70% of the aggregate kilowatt hours output, computed on a monthly basis, from such a facility.

Note:

Under s. 196.491 of the statutes, electric utilities must engage in a biennial planning process in which they must identify for review and approval by the PSC their bulk electric generating facility and transmission line construction requirements for the ensuing 10-year period. This motion would exempt co-generation facilities (facilities that convert energy resources, such as steam from manufacturing processes, into electricity) constructed, owned or operated by nonutility manufacturing entities from being subject to advance planning proceedings, provided not less than 70% of the aggregate kilowatt hours output from the facility is used (and continues to be used) in the entity's on-site, nonutility manufacturing processes.

It is anticipated that the motion would apply to cogeneration facilities owned by Consolidated Papers (Wisconsin Rapids) and Fort Howard Paper Company (Green Bay).

NOTE
OVER

MO# 7052

JENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
ZSHIBILSKI	X	N	A
I COWLES	X	N	A
PANZER	X	N	A

AYE 16 NO 0 ABS _____

HEALTH AND FAMILY SERVICES

Inpatient Hospital Services for Persons with Tuberculosis

Motion:

Move to amend statutory provisions which authorize DHFS to reimburse facilities contracted by DHFS for inpatient care provided to pulmonary tuberculosis patients who are isolated or quarantined by DHFS or a local health officer, to delete the provision that prohibits DHFS from making payment for services for the first 30 days of inpatient services.

Note:

Under current law, DHFS is authorized to reimburse facilities contracted by DHFS for inpatient care provided to pulmonary tuberculosis patients. However DHFS may not reimburse facilities for the first 30 days of inpatient services. Under these provisions, DHFS does not pay for services provided for individuals who are eligible for medicare, medical assistance and medical services supported under the county relief block grant program. If the patient has private health insurance, the state is required to pay the difference between health insurance payments and total charges.

DHFS makes these payments from funds budgeted under the disease aids program. The total funding budgeted for the program under SB 77, the 1997-99 biennial budget bill, is \$4,598,700 GPR in 1997-98 and \$4,952,100 GPR in 1998-99.

During the past several years, the number of persons with tuberculosis who are isolated for treatment by a public health officer has been five or less. In calendar year 1996, no patients were isolated. Consequently, it appears that few persons would have the costs of their inpatient care supported by the state under this motion.

MO# 6055	A A A A A A A A	A A A A A A A A	A A A A A A A A
JENSEN	N N N N N N N N	N N N N N N N N	N N N N N N N N
OURADA	Y Y Y Y Y Y Y Y	Y Y Y Y Y Y Y Y	Y Y Y Y Y Y Y Y
HARSDORF			
ALBERS			
GARD			
KAUFERT			
LINTON			
COGGS			
BURKE			
DECKER			
GEORGE			
JAUCH			
WINEKE			
SHIBILSKI			
COWLES			
ZPANZER			
	AYE 16	NO 0	ABS

HISTORICAL SOCIETY

Historical Legacy Trust Fund

Motion:

Move to create a historical legacy nonlapsible trust fund for the operations of the State Historical Society. Direct that the following would be deposited to the fund: (a) all monies received after September 30, 1998, by the Wisconsin Sesquicentennial Commission; (b) all remaining unencumbered funds available to the Wisconsin Sesquicentennial Commission as of June 1, 1999, or the date the Commission ceases to exist, whichever is later; (c) all monies that would have gone to the Sesquicentennial Commission had it not ceased to exist; (d) all monies transferred from the newly created historical grant program on June 1, 1999, or the date the Commission ceases to exist, whichever is later; and (e) gifts or other contributions made to the fund. Delete DOA's newly created historical grant program on June 1, 1999, or the date the Commission ceases to exist, whichever is later.

Direct that the first \$50,000 deposited in the historical legacy trust fund be placed in a separate bicentennial account of the fund. Specify that the \$50,000 principal, and interest accumulated, could only be expended during the period from 2046 to 2048.

Specify that the remaining funds could only be released from the trust fund by the Society when it has raised matching monies or pledges. Direct the Historical Society to create an endowment fund. Require that the grant from the proposed trust fund and the matching funds could only be deposited to the endowment fund created by the Society. Require that the principal in the endowment fund could not be expended and that the Society could use the earnings generated by the endowment fund only for the following purposes: (a) Society programs that increase funds or develop new monies for the Society; and (b) to create and expand historical outreach programs throughout the state related to the Sesquicentennial Commission. Create a sum sufficient appropriation from the historical legacy trust fund to provide the match grants.

Direct the Historical Society to create a ten member endowment fund board which would include representatives from the State Historical Society; the Wisconsin Humanities Council; the Wisconsin Academy of Sciences, Arts and Letters; the Wisconsin Arts Board, the Wisconsin Public Radio and the Wisconsin Public Television.

Note:

The trust fund that would be created under the motion would be a temporary depository for the funds specified in the motion relating to the Sesquicentennial Commission until the Society could raise matching funds or pledges. The endowment fund that the Society would

NOTE OVER

create, would be a permanent fund from which earnings could be used for the purposes specified in the motion.

On April 30, 1997, JFC created a grant program under DOA for projects related to the long-term historical significance of Wisconsin funded from the net proceeds in excess of \$2,700,000 from the sale of sesquicentennial license plates. Under this program, the Sesquicentennial Commission and the State Historical Society would be eligible to apply for grants. DOA would be required to review the applications and submit recommendations to the Joint Committee on Finance under a 14-day passive review process. This proposal would delete the newly created program on June 1, 1999, or the date the Commission ceases to exist, whichever is later.

MO# 7023

JENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
GARD	Y	X	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

2	BURKE	X	N	A
1	DECKER	X	N	A
	GEORGE	X	N	A
	JAUCH	X	N	A
	WINEKE	X	N	A
	SHIBILSKI	X	N	A
	COWLES	Y	X	A
	PANZER	X	N	A

AYE 14 NO 2 ABS _____

HEALTH AND FAMILY SERVICES

AIDS Life Care Service Grants

Motion:

Move to increase funding for AIDS life care service grants by \$247,000 GPR in 1997-98 and 1998-99.

Note:

In 1996-97, \$1,647,700 GPR is budgeted for life care service grants. SB 77 would provide this amount in each year of the 1997-99 biennium for this purpose. This motion would increase funding for these grants by 15% (\$247,200 GPR) in 1997-98.

DHFS distributes these funds to organizations that provide case management and supportive services to persons with AIDS. Based on comprehensive assessments, case managers and their HIV-infected clients develop service plans to help clients and their families access needed psychosocial, medical, financial, legal, housing and emergency assistance services.

[Change to Bill: \$494,400 GPR]

MO# 7039

JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALBERS	Y	N	A
GARD	Y	N	A
KAUFERT	Y	N	A
LINTON	Y	N	A
COGGS	Y	N	A
BURKE	Y	N	A
DECKER	Y	N	A
GEORGE	Y	N	A
JAUCH	Y	N	A
WINEKE	Y	N	A
SHIBILSKI	Y	N	A
COWLES	Y	N	A
PANZER	Y	N	A

AYE 13 NO 3 ABS _____

NATURAL RESOURCES

Nonpoint Source Water Pollution Abatement Program

Motion:

Move the following:

- (a) statutorily designate the South Fork of the Hay River priority watershed area as a four-year pilot project;
- (b) exempt the pilot project area from the nonpoint program requirements related to cost share rates and the types of best management practices installed and allow for cost share payments to be paid based on the amount of pollution reductions made.
- (c) require DNR, in consultation with the local units of government involved with the pilot watershed project area, to establish guidelines for the pilot project related to the cost share rates and types of practices to be installed to reduce nonpoint source water pollution; and
- (d) require DNR and local project area staff to evaluate the cost-effectiveness of the project and the nonpoint source water pollution reduction associated with the pilot project.

Note:

Currently, 66 watersheds, including the South Fork of the Hay River (St. Croix, Dunn, Polk and Barron Counties), are designated as priority watersheds. However, SB 77 (as approved by earlier Committee action) makes several changes to the priority watershed and nonpoint programs, including the requirement that the Land and Water Conservation Board identify (or re-identify), by July 1, 1998, priority watershed or lakes using the impaired waters list submitted by DNR to the U.S Environmental Protection Agency and DATCP and DNR recommendations.

Under current law, the South Fork of the Hay River watershed project is scheduled to end in 2007, while under SB 77 (as approved by earlier Committee action), the project may or may not be re-identified as a priority watershed. The motion would statutorily designate the watershed as a four year pilot priority watershed project that would expire in 2001. However, under the

bill, the watershed could apply for nonpoint source program funds after that date regardless of whether or not the watershed is re-identified as a priority.

In general, the program pays for 50% to 70% of the cost of a practice installed. The motion would allow the local unit of government to exceed that cost share level if necessary to obtain additional pollution reductions. Further, the motion would allow for the payment of funds based the amount of pollution reduction obtained rather than basing the payment on the type of practice installed.

MO# 7031

JENSEN	Y	X	A
OURADA	Y	N	A
HARSDORF	X	N	A
ALBERS	Y	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
2 GEORGE	X	N	A
1 JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
PANZER	X	N	A

AYE 13 NO 3 ABS _____

COMMERCE

Labor Training and Employment Services Grant

Motion:

Move to authorize the Department of Commerce to make a grant of not more than \$100,000 from the Wisconsin Development Fund to the private industry council serving Ozaukee County to fund a labor training and employment services program to provide employees of Garden Way, Inc., who are being laid off from the company's facilities in Port Washington, with job training and related employment services, if all of the following apply:

1. The labor training and employment services are not eligible for funding under the federal job training partnership act, or any other federal or state job training program.
2. The private industry council submits a plan to the Department of Commerce detailing the proposed use of the grant and the Secretary of Commerce approves the plan.
3. The private industry council enters into a written agreement with the Department of Commerce that specifies the conditions for use of the grant proceeds, including training, reporting and auditing requirements.
4. The private industry council agrees in writing to submit to the Department of Commerce, within six months after the grant proceeds are spent, a report detailing how the grant proceeds were used.

Specify that no grant payments could be made by the Department after July 31, 1998.

Note:

This motion would authorize Commerce to make a grant of up to \$100,000 from the WDF to the private industry council serving Ozaukee County to fund a labor training and employment services program for employees of Garden Way, Inc., who are being laid off from the facilities in Port Washington, if certain conditions are met. Grant payments cannot be made after July 31, 1998.

NOTE OVER

MO# 5054

2 JENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	X	N	A
COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
1 PANZER	X	N	A

AYE 16 NO 0 ABS _____

NATURAL RESOURCES

Camp Matawa Lease

Motion:

Move to allow DNR to lease lands within the Kettle Moraine State Forest for the YMCA Camp Matawa for terms not to exceed 30 years.

Note:

Under current law, DNR may not lease lands from state forests or parks for terms greater than 15 years. Exemptions have been statutorily granted for 30-year leases on lands at Rib Mountain and Willow River state parks.

MO# 3152

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A
BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO 0 ABS

NATURAL RESOURCES

Aquatic and Terrestrial Resources Inventory

Motion:

Move to provide \$150,000 annually (\$75,000 from both the fish and wildlife account and the water resources account of the conservation fund) for an Aquatic and Terrestrial Resources Inventory (ATRI) project in DNR to develop a system that links and presents existing aquatic and terrestrial inventory information sources. The funding would be used as follows: (a) \$90,000 for computer programming contracts; and (b) \$60,000 for data acquisition and linkage with other public agencies and private entities.

Note:

The ATRI would integrate existing natural resource data from public agencies, nonprofit organizations and private entities. The integrated data could assist with land use initiatives, master planning and watershed planning. The ATRI was proposed by DNR in their 1995-97 biennial budget, but was not included in the Governor's budget.

[Change to Base: \$300,000 SEG]

[Change to Bill: \$300,000 SEG]

MO# 7022

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A
BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A

AYE 16 NO D ABS

HISTORICAL SOCIETY/LEGISLATURE

The Wisconsin State Capitol on Tour

Motion:

Move to request the Joint Committee on Legislative Organization to develop a touring exhibit during 1997-98 in cooperation with the State Historical Society detailing the Capitol's history and architecture through photographs, video and artifacts. Provide that the Legislature's share of costs associated with this exhibit, not to exceed \$100,000, would be funded from the amounts budgeted in the legislative documents appropriation. Specify that the funding would be made available after the Society has raised \$100,000 in private funds.

MO# 7661

JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALBERS	Y	N	A
GARD	Y	X	A
KAUFERT	Y	N	A
LINTON	Y	N	A
COGGS	Y	N	A

BURKE	Y	N	A
DECKER	X	N	A
GEORGE	Y	N	A
JAUCH	Y	N	A
WINEKE	Y	N	A
SHIBILSKI	Y	N	A
COWLES	Y	N	A
PANZER	Y	N	A

AYE 15 NO 1 ABS _____

LEGISLATURE

Creation of WILIS as a Legislative Service Agency

Motion:

Move to include statutory language to:

(1) Establish the current WILIS staff function under the Legislature as a separate legislative service agency to be known as the Integrated Legislative Information System Staff, headed by a director. Specify that the service agency would be strictly nonpartisan and must at all times observe the confidential nature of data and information originated, maintained or processed by electronic equipment supported by it. Provide a GPR-funded biennial appropriation for the agency set at the appropriation amounts in the current WILIS appropriation. Transfer current WILIS staff to the staff of the new service agency and clarify that certain members of the current WILIS staff who have restoration rights in the classified service would continue to have such rights upon becoming staff in the new service agency.

(2) Specify that the duties of the new service agency would be to provide and coordinate information technology support and services to the legislative branch. Repeal a current law provision directing the Legislative Reference Bureau to coordinate and administer the scheduling and use of computer programs and machines for the legislative branch and to provide and maintain a data system to meet the Legislature's text processing and related needs.

(3) Specify that the director of the new service agency (who would be appointed by the Joint Committee on Legislative Organization (JCLO)) would be required to direct the operations of staff; employ, train and supervise agency personnel; supervise all expenditures of the agency; oversee the execution and completion of all contracts for information technology-related equipment, software and services; plan for and execute the electronic information programs and services needed within the legislative branch; and participate in such midwest and national meetings and organizations as will benefit the operations of the new agency. Assign the director of the new service agency to executive salary group 5, provide that the director would set staff salaries and specify that the director and all staff of the new agency would be in the unclassified service.

(4) Provide that JCLO shall be the policy-making board for the new service agency. Clarify that JCLO would determine the types of tasks to be assigned to the new service agency,

SET-ASIDE

Senator Decker

NATURAL RESOURCES

Wildlife Damage Claims and Abatement Programs

Motion:

Move to make changes in the wildlife damage claims and abatement programs effective January 1, 1998, as follows.

Make damage caused by turkey, sandhill cranes and coyote eligible under the wildlife damage claims and abatement program.

Require DNR to submit a proposal in each fiscal year to the Joint Committee on Finance for the level of funding to be allocated for wildlife damage claims and abatement. Prohibit the Department from approving any damage claims or abatement measure until Joint Finance has approved the proposal for the fiscal year. Allow DNR to request that Joint Finance amend any allocation of funding for the wildlife damage claims and abatement programs.

Require DNR to promulgate rules for the following related to the wildlife damage claims and abatement programs: (a) eligibility and funding requirements; (b) application forms and procedures; (c) procedures and standards for damage estimates; (d) authorized abatement measures; (e) proration of claims; and (f) audit and inspection procedures.

Require a person submitting a claim to obtain, at the claimant's expense, an estimate of wildlife damage from a certified wildlife damage estimator. Require the applicant to file the claim with DNR on an application form approved by the Department. Require DNR to make the payment based on the amount of damage stated in the claim. Require DNR to establish and maintain a system for certifying wildlife damage estimators. Require DNR to establish training requirements and qualifications for wildlife damage estimators and provide or certify educational programs for this purpose.

Require DNR to approve a claim if: (a) the estimator certifies that crops, apiaries and livestock were managed in accordance with normal agricultural practices; (b) the form, contents and timing of the application comply with DNR requirements; (c) the claim is filed within 14 days after the wildlife damage first occurs; and (d) the claimant accepts wildlife damage abatement measures offered by DNR.

Require DNR to pay wildlife damage claims based on the amount claimed in an application that meets the requirements set by the Department. Require payments to be made no later than

June 1 of the calendar year after the claim is filed. Set the amount of the wildlife damage payment at 80% of the eligible claim amount with a maximum claim of \$25,000. Allow DNR to prorate the payments if funds are insufficient to pay all the claims in any calendar year.

Allow DNR to offer wildlife damage abatement, at DNR expense, to any person owning, leasing or controlling land. DNR would pay 100% of the cost of the abatement measure. Provide that if the person refuses to accept the abatement measures that the person may not claim reimbursement for damages to the crops, apiaries or livestock that would have been subject to the abatement. Provide that a person owning, leasing or controlling land may request the DNR to provide wildlife damage abatement measures. Require the Department to approve only abatement measures that are cost-effective in relation to wildlife damage payments.

Require the person receiving a wildlife damage payment or abatement measure and the wildlife damage estimator to retain all records required by DNR and make them available to DNR for inspection at reasonable times. Allow DNR to enter and inspect at reasonable times any land which is subject to a claim or on which abatement measures are installed. Prohibit people from refusing entry or access to or withhold records from DNR. Prohibit people from obstructing or interfering with a DNR inspection. Require DNR, if requested, to furnish the person a report setting forth all facts found relating to an inspection.

Require DNR to conduct a random audit of claims, payments and abatement measures. Require DNR to conduct an audit of all claims submitted by, payments to or abatement measure installed on property owned, leased or operated by or apiaries or livestock owned by DNR employes or certified wildlife estimators.

Require that if either the wildlife damage estimator or the person receiving a claim or abatement negligently provides erroneous information to DNR, that the estimator and the person receiving a claim or abatement measure to be jointly responsible for: (a) repayment of any money paid to the claimant; (b) payment for the cost of abatement measures installed; and (c) payment for the DNR costs of reviewing and approving the claim or abatement measure and the costs to DNR of investigating the erroneous information. Require that if a person required to keep land open to hunting fails to do so, that the person is responsible for: (a) repayment of any money paid to the claimant; (b) payment for the cost of abatement measures installed; and (c) payment for the DNR costs of reviewing and approving the claim or abatement measure and DNR's costs of investigating the erroneous information.

Provide that if any person fraudulently provides erroneous information to DNR or otherwise commits fraud in relation to the wildlife damage abatement and claims program that (in addition to the payments above) the person is subject to: (a) a mandatory forfeiture equal to twice the amount of the claim or value of the abatement measure; and (b) an additional forfeiture not to exceed \$1,000; (c) revocation or suspension of hunting and fishing privileges of the owner; (d) revocation of the certification of the wildlife damage estimator; and (e) a bar to eligibility for payment under the wildlife damage claims and abatement programs to the person who owns,

leases or controls land or owns livestock or apiaries with respect to which fraud is committed for a period of ten years, whether or not the person was responsible for the fraud.

Require DNR to prepare an annual report summarizing wildlife damage in the state and activity under the wildlife damage program, including: (a) all wildlife damage believed to have occurred in the state; (b) the claims submitted; (c) payment made and abatement measures provided; and (d) the portion of claims submitted that is ineligible for payments or for which funds are not available to make payments. Require DNR to submit the report no later than January 1 of each year to the appropriate standing committees of the Legislature.

Require a person who receives a wildlife damage claim or abatement payment who owns, leases or controls the land to which the claim or abatement payment applies to permit hunting on that land during the appropriate season and on contiguous land under the same ownership, lease or control. Require DNR to determine the acreage of land suitable for hunting. A person who owns, leases or occupies land on which wildlife damage occurs and who does not have the authority to control entry on the land for the purpose of hunting would continue to be eligible for abatement measures and claims payments.

Require DNR to promulgate by rule standards for tolerable levels of damage caused by deer to commercial seedlings, crops on agricultural land, orchard trees or nursery stock. Require DNR to use the rule as a goal in managing the deer herd.

Grant DNR emergency rule-making authority, without the finding of emergency, to implement the program. Require DNR to submit proposed rules to the Legislative Council no later than October 1, 1997.

Note:

The current wildlife damage program pays for 50% of abatement costs and up to \$5,000 in damage costs (after a \$250 deductible) for damage by deer, bear and geese. Under the motion the maximum payment would increase to \$20,000 (80% of \$25,000). A \$1 surcharge (\$2 for a patron license) on most hunting licenses and a \$12 bonus deer permit fee fund the program. In 1995-96 approximately \$3 million in revenue was generated, with expenditures of \$2.6 million. The program had an uncommitted balance of approximately \$2.1 million SEG on July 1, 1996.

This motion would make sandhill crane, turkey and coyote damage eligible under the program. While only limited data is available, it is expected that this would result in claims of approximately \$500,000 annually.

Under this motion, DNR would pay for 100% (rather than 50% currently) of abatement costs. Assuming the level of abatement provided by DNR would remain constant under the motion, an additional \$292,000 would be needed for abatement measures. If DNR would choose

to increase the use of abatement measures, that figure would be greater, with a potential decrease in claims costs.

The county administrative role would be eliminated as part of this motion (landowners would hire certified estimators to assess damage). As a result, \$661,000 would be available for other program purposes.

In 1996, approximately \$3.2 million was spent as part of the wildlife damage claims and abatement programs. Based on the limited data available, it appears that annual expenditures for the wildlife damage claims and abatement programs may increase by approximately 10% as follows.

	1996 Expenditures <u>Under Current Law</u>	Estimated 1996 Expenditures <u>Under Motion</u>
Claims	\$2,217,000	\$2,900,000
Administration	661,000	0
Abatement	<u>292,000</u>	<u>584,000</u>
 Total	 \$3,170,000	 \$3,484,000

The motion would not provide additional funding or positions for DNR to audit claims for fraud, to process claims payments, or for establishing and maintaining the credentialing system for the private wildlife damage estimators. Base resources would be reallocated for these purposes.

MO# 7038

JENSEN	Y	X	A
OURADA	X	N	A
ZHARSDORF	X	N	A
ALBERS	X	N	A
GARD	Y	X	A
KAUFERT	Y	X	A
LINTON	X	N	A
COGGS	X	N	A
BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	Y	X	A
PANZER	Y	X	A

AYE 11 NO 5 ABS

SET-ASIDE

Representative Ourada

PUBLIC INSTRUCTION

Limit on New School District Debt Service Costs

Motion:

Move to:

a. Reduce the amount of new debt service that would be considered aidable under the state's equalization aid formula. Specify that the amount of this reduction would be calculated as a multiplier and would vary depending on the amount of equalized value per member in the school district, so that lower value districts would have more of their debt service costs considered aidable, and higher value districts would have less of their debt service costs considered aidable. Provide that the multiplier would be calculated as follows:

$$1 - \left[\frac{\text{School District Value Per Member}}{\$1,000,000} \right] \times \text{New Debt Service Costs}$$

Provide that this multiplier would only apply to debt service attributable to bonds issued under a referendum passed by a school district after ~~the effective date of the bill.~~ Specify that the multiplier would not apply to new debt service of school districts that generate negative tertiary aids under the equalization aid formula. Specify that the multiplier could not be less than zero.

* 7/1/97

b. Require the Division of Facilities Development in the Department of Administration to review and approve school district construction plans. Direct DOA to promulgate administrative rules defining the review and approval process, including criteria to be used. Specify that the criteria would include, but not be limited to, building costs per square foot by geographic region and a square footage per pupil. Provide \$52,600 GPR in 1997-98 and \$64,600 GPR in 1998-99 and 1.0 GPR position beginning in 1997-98 for DOA to review and approve the school district plans.

Note:

This motion would establish a multiplier that would be applied to debt service costs attributable to bonds issued under a referendum passed after the bill's effective date, to limit the

amount of these debt service costs that could be included in shared costs. The multiplier would be determined by formula, and would vary between zero and approximately 0.90. As an example, for a district with equalized value of \$100,000 per member, the multiplier would be 0.90, so that 90% of its debt service costs on new bond issues would be included in aidable costs. For a district with an equalized value of \$500,000 per member, 50% of its new debt service costs would be included in shared costs. The motion would specify that districts with negative tertiary would not be subject to the multiplier, to avoid the situation that aid to these districts would be higher because of the proposed multiplier, than under current law.

This motion would also require DOA review of school district construction costs.

[Change to Base: \$117,200 GPR and 1.0 GPR position]

[Change to Bill: \$117,200 GPR and 1.0 GPR position]

as amended

MO# 7989

ZWENSEN	X	N	A
OURADA	X	N	A
HARSDORF	X	N	A
ALBERS	X	N	A
GARD	X	N	A
KAUFERT	X	N	A
LINTON	Y	X	A
COGGS	Y	X	A

BURKE	Y	X	A
DECKER	Y	X	A
GEORGE	Y	X	A
JAUCH	Y	X	A
WINEKE	Y	X	A
SHIBILSKI	Y	X	A
COWLES	X	N	A
PANZER	X	N	A

AYE 8 NO 8 ABS _____

HEALTH AND FAMILY SERVICES

Supplemental Payments for Essential Access City Hospitals

Motion:

Move to provide \$300,000 (\$123,400 GPR and \$176,600 FED) in 1997-98 and \$300,000 (\$124,100 GPR and \$175,900 FED) in 1998-99 to increase total annual payments to essential access city hospitals (EACHs) from \$4,440,000 to \$4,740,000 annually.

Direct DHFS to modify its inpatient hospital state plan so that MA payments to EACHs would be made to any hospital that: (a) is an acute care general hospital with medical, surgical, emergency and obstetrical services available to medical assistance recipients; (b) is located in an inner city of the first class (Milwaukee); (c) has at least 15% of its inpatient discharges residing in the inner city area of the hospital; and (d) has over 15% of its total inpatient discharges attributable to MA patients. However, direct DHFS to continue to distribute \$4,400,000 annually to the hospital that currently qualifies for an EACH payment. The remaining \$300,000 annually would be distributed to all other hospitals that would qualify for an EACH payment under the modified formula.

Direct DHFS to expand the definition of qualifying inner-city areas to include the following zip codes: (a) 53204; (b) 53218; and (c) 53215. In addition, modify the formula for the allocation of EACH payments to replace references to "MA days" with "MA discharges."

Note:

Currently, DHFS makes an annual supplemental MA payment to an EACH, which is defined as an acute care hospital with medical and surgical, neonatal intensive care, emergency and obstetrical services, located in the inner city of the first class (Milwaukee). An EACH must have 30% or more of its total inpatient days attributable to MA patients and must have 30% of its inpatient recipients residing in the inner city area of the hospital. Since the creation of the supplemental payment in 1991, the only hospital which has met the criteria for this supplemental payment is Sinai-Samaritan Hospital.

Under the state plan changes proposed in this motion, St. Michael Hospital and St. Joseph Hospital are likely to be eligible for the additional funding that would be provided under this motion.

[Change to Bill: \$247,500 GPR and \$352,500 FED]

VOTE OVER →

MO# 6077

JENSEN	Y	N	A
OURADA	Y	N	A
HARSDORF	Y	N	A
ALBERS	Y	N	A
GARD	Y	N	A
KAUFERT	Y	N	A
LINTON	X	N	A
2 COGGS	X	N	A

BURKE	X	N	A
DECKER	X	N	A
GEORGE	X	N	A
JAUCH	X	N	A
WINEKE	X	N	A
SHIBILSKI	X	N	A
COWLES	X	N	A
PANZER	Y	N	A

AYE 9 NO 7 ABS _____

EDUCATIONAL COMMUNICATIONS BOARD/
ADMINISTRATION/BUILDING PROGRAM

Emergency Weather Service

Motion:

Move to provide \$40,800 PR in 1997-98 and \$57,400 PR in 1998-99 from DOA's telecommunications and data processing services appropriation for operating funds for the proposed emergency weather warning system. Create a separate, annual program revenue appropriation in ECB for the receipt and expenditure of these funds. Specify that the DOA appropriation account would provide the amounts specified in the appropriation schedule for operation of the emergency weather warning system.

Note:

The proposed 1997-99 capital budget includes \$308,600 in general fund supported, general obligation bonding for an ECB emergency weather warning system which would be located in southern Rock County, Fond du Lac, Sheboygan, Bloomington and Ashridge. This motion would provide funding from DOA's appropriation for telecommunications and data processing services for tower and interconnection leases and monitoring required by the Federal Communications Commission. The motion also creates a new PR appropriation in ECB for the receipt and expenditure of funds from DOA.

[Change to Bill: \$98,200 PR]

MO# 6080

JENSEN	<input checked="" type="checkbox"/>	N	A
OURADA	<input checked="" type="checkbox"/>	N	A
HARSDORF	<input checked="" type="checkbox"/>	N	A
ALBERS	<input checked="" type="checkbox"/>	N	A
GARD	<input checked="" type="checkbox"/>	N	A
KAUFERT	<input checked="" type="checkbox"/>	N	A
LINTON	<input checked="" type="checkbox"/>	N	A
COGGS	<input checked="" type="checkbox"/>	N	A

BURKE	<input checked="" type="checkbox"/>	N	A
DECKER	<input checked="" type="checkbox"/>	N	A
GEORGE	<input checked="" type="checkbox"/>	N	A
JAUCH	<input checked="" type="checkbox"/>	N	A
WINEKE	<input checked="" type="checkbox"/>	N	A
SHIBILSKI	<input checked="" type="checkbox"/>	N	A
COWLES	<input checked="" type="checkbox"/>	N	A
PANZER	<input checked="" type="checkbox"/>	N	A