

1997-98 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

*Joint Committee for
Review of
Administrative Rules
(JCR-AR)*

Sample:

- Record of Comm. Proceedings
- 97hrAC-EdR_RCP_pt01a
- 97hrAC-EdR_RCP_pt01b
- 97hrAC-EdR_RCP_pt02

➤ Appointments ... Appt

➤

➤ Clearinghouse Rules ... CRule

➤

➤ Committee Hearings ... CH

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➤ Committee Reports ... CR

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➤ Executive Sessions ... ES

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➤ Hearing Records ... HR

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➤ Miscellaneous ... Misc

➤

➤ Record of Comm. Proceedings ... RCP

➤ 97 hr_JCR-AR_RCP_pt01b

**Joint Committee for Review of Administrative Rules
Record of Committee Proceedings**

Clearinghouse Rule 96-183 **An Order** to create Chapter FD 6, relating to the registration and regulation of agents authorized to represent funeral directors or funeral establishments in the sale or solicitation of burial agreements that are funded by the proceeds of a life insurance policy. **Submitted by** the Department of Regulation and Licensing.

June 30, 1997

PUBLIC HEARING HELD

Present: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Absent (0)

Appearances for the rule

Richard Berg, Department of Regulation and Licensing
Jacqueline Rothstein, Funeral Directors Examining Board
Sheryl Albers, 50th Assembly District
Pat Reuter, Funeral Directors Examining Board
Robert Walczyk, Funeral Services Alliance
Charles J. Peters, Schmidt and Bartelt, Inc.
David J. Klauser, Preneed Insurers Coalition
Christine M. Jacob, Liberty Planning
Dean Dickinson, Dickinson Funeral Home
Richard "George" Burmeister, American Legacy
Janet Vick, Funeral Services Alliance - member
Steven Whitehead, Funeral Services Alliance

Registrations for the Rule

William Krause, Krause Funeral Home
Russell Germann, Daley, Murphy, Wisch and Associates Funeral Home
Kathy Becker, Becker Ritter Funeral Homes
Jan Koenig, Gunderson Funeral Homes
Debra Ott, Gunderson Funeral Homes
Paul Baumgartner, Self

Clearinghouse Rule 96-183

(2)

Registrations for the Rule, cont.

David Welsh, Self
Gary Wodka, National Guardian Life
Senator Scott Fitzgerald, 13th Senate District
David Subar, NGC American
Dan Fose, Cress Funeral Service, Inc.
Richard Vanderhoef, Gunderson Funeral Home
Wade Forncrook, Self
Greg Jones, Self
G. Wade Urban, North American Insurance Co.
Perry Gould, Self
Lois Ann Gould, Self
Robert Mulls, NGL America
Bonnis McGinley, Self
Thomas Caraher, NGL American Life
Kenneth Cupit, American Legacy
Julie Thompson, American Legacy
Mark Krause, Funeral Service Alliance
Pat Essie, Funeral Service Alliance
David Reinbold, Reinbold and Pfeffer Funeral Home
Michael Jarzin, Reinbold and Pfeffer Funeral Home
Andrew Weninger, North American Insurance Co.
William Cress, Cress Funeral Service
Giovanni Luna, Becker Ritter Funeral Home
Blaine McDowell, Self
Daniel Gehringer, Becker Ritter Funeral Home
Joe Becker, Becker Ritter Funeral Home

Speaking against the rule

Tom Hanson, Wisconsin Funeral Directors Assoc.
Patrick Koszuta, Wisconsin Funeral Directors Assoc.

Registrations against the rule

Tom Wiseman, Brett Funeral Home

(3)

Clearinghouse Rule 96-183

June 30, 1997

EXECUTIVE SESSION HELD

Present: (10) Senators Grobschmidt, Potter, Wirch,
Welch and Schultz;
Representatives Grothman, Gunderson,
Seratti, R. Young and Kreuser.

Absent: (0)

Moved by Representative Grothman and seconded by
Senator Schultz that the JCRAR prepare legislation that
would establish a general prohibition on telephone
solicitation for the sale of funeral related products and
services by funeral directors, cemeterians, insurance
agents, sellers of caskets and others.

Ayes: (10) Senators Grobschmidt, Potter, Wirch,
Welch and Schultz;
Representatives Grothman, Gunderson,
Seratti, R. Young and Kreuser.

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent

Moved by Senator Grobschmidt and seconded by Senator
Welch that the JCRAR requests that the Funeral Directors
Examining Board modify Clearinghouse Rule 96-183 to
establish additional requirements relating to live voice
telephone solicitation of burial agreement funded with the
proceeds of a life insurance policy. The additional
requirements are those presented as a proposed
modification to the chairpersons of the standing
committees in the April 23, 1997 letter from Patricia
Reuter, Director of the Bureau of Business and Design
Professions. However, the modification should require
that written notice to prospective requirements should be
sent at least 10 days in advance of a call. The hours
during which calls would be allowed should be between
the hours of 9 AM and 7 PM. Also, the language in

Clearinghouse Rule 96-183

(4)

Motion, continued

section FD 6.07(11) relating to complaints about funeral agreements should include the telephone number of the Funeral Directors Examining Board. And, the rule policy allowing live voice telephone solicitation should have a sunset date of January 1, 2000.

If the Board does not inform the JCRAR of its agreement to modify by 5 PM, Wednesday, July 2, 1997, the JCRAR concurs in the objection of the Senate Committee on Economic Development, Housing and Government Operations.

Ayes: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent

Moved by Senator Welch and seconded by Senator Schultz, that the committee ask the Funeral Directors Examining Board to investigate allegations that cemeterians are performing duties that only funeral directors are authorized to perform, and that the Office of the Commissioner of Insurance investigate allegations that insurance agents selling final expense insurance are performing duties that only funeral directors are authorized to perform. The agencies should report their findings to the JCRAR by September 1, 1997.

Ayes: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Clearinghouse Rule 96-183

(5)

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent



JOHN SUMI, Committee Clerk

Emergency Rule PI 35.03(3)(b) et. al.

**Relating to the Milwaukee Private School Choice program.
Submitted by the Department of Public Instruction.**

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (2) Senators Wirch and Welch.

Appearances for the Rule

■ Robert Paul, DPI

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

■ None

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by Representative Gunderson that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule PI 35.03(3)(b) et. al. by 43 days, at the request of the Department of Public Instruction.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in cursive script, appearing to read "Steven Krieser", written in black ink.

Steven Krieser, Committee Clerk

Emergency Rule Ins 3.46(18)

Relating to the requirements for tax-deductible long-term care insurance policies. Submitted by the Office of the Commissioner of Insurance.

May 27, 1997

PUBLIC HEARING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Appearances for the Rule

■ Peter Farrow, OCI

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

■ None

May 27, 1997

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule Ins 3.46(18) by 60 days, at the request of the Office of the Commissioner of Insurance.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 0 Absent.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (2) Senators Wirch and Welch.

Appearances for the Rule

■ Peter Farrow, OCI

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

■ None

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by Representative Gunderson that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule Ins 3.46(18) by 60 days, at the request of the Office of the Commissioner of Insurance.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.

10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in cursive script, appearing to read "S. Krieser", written in black ink. The signature is positioned above a horizontal line.

Steven Krieser, Committee Clerk

Emergency Rule HSS 163

Relating to the certification for lead abatement, other lead hazard reduction work and lead management activities, and accreditation of training courses. Submitted by the Department of Health and Family Services.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Appearances for the Rule

■ None

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

- Paul Menge, DHFS
- Gail Boushon, DHFS

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by Representative Gunderson that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule HSS 163 by 60 days, at the request of the Department of Health and Family Services.

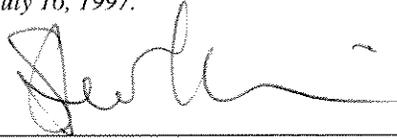
Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in cursive script, appearing to read "Steven Krieser", written in black ink.

Steven Krieser, Committee Clerk

Emergency Rule HSS 1

Relating to the application of child support percentage of income standard to court-ordered substitute care cases. Submitted by the Department of Health and Family Services.

May 27, 1997

PUBLIC HEARING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Appearances for the Rule

■ None

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

- Paul Menge, DHFS
- Ken Thyberg, DHFS

May 27, 1997

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule HSS 1 by 60 days, at the request of the Department of Health and Family Services.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 0 Absent.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Appearances for the Rule

■ None

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

■ Paul Menge, DHFS

■ Gail Boushon, DHFS

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by
Representative Gunderson that, pursuant to s. 227.24(2)(a),
stats., the Joint Committee for Review of Administrative Rules
extend the effective period of emergency rule HSS 1 by 12
days, at the request of the Department of Health and Family
Services.

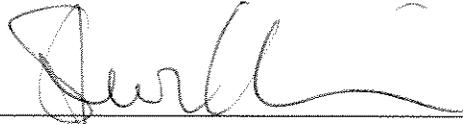
Ayes: (10) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Wirch, Potter, Welch, and
Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in black ink, appearing to read "Krieser", written over a horizontal line.

Steven Krieser, Committee Clerk

Emergency Rule DWD 56.08

**Relating to the administration of child care funds.
Submitted by the Department of Workforce Development.**

May 27, 1997

PUBLIC HEARING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Appearances for the Rule

- Katherine McGurk, DWD
- Dianne Reynolds, DWD

Appearances Against the Rule

- None

Registrations For the Rule

- Mary Babula, Madison (Wis. Early Childhood Assoc.)

Registrations Against the Rule

- None

Appearances for Information Only

- None

May 27, 1997

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Absent: (0) None

Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule DWD 56.08 by 60 days, at the request of the Department of Workforce Development.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.
10 Ayes, 0 Noes, 0 Absent.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch

Appearances for the Rule

- Dianne Reynolds, DWD
- Alan Sweet, DWD

Appearances Against the Rule

- None

Registrations For the Rule

- None

Registrations Against the Rule

- None

Appearances for Information Only

- None

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by
Representative Gunderson that, pursuant to s. 227.24(2)(a),
stats., the Joint Committee for Review of Administrative Rules
extend the effective period of emergency rule DWD 56.08 by
60 days, at the request of the Department of Workforce
Development.

Ayes: (10) Representatives Grothman, Gunderson,
Seratti, R. Young, and Kreuser; Senators
Grobschmidt, Wirch, Potter, Welch, and
Schultz.

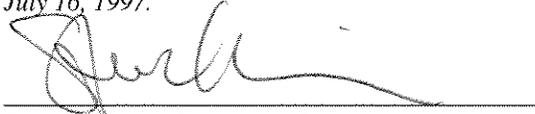
Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.

10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in black ink, appearing to read "Krieser", is written over a horizontal line.

Steven Krieser, Committee Clerk

Emergency Rule DWD 12

Relating to the Wisconsin Works program. Submitted by the Department of Workforce Development.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch

Appearances for the Rule

■ Donna Cochems, DWD

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

■ None

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Representative Grothman, seconded by Representative Gunderson that, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule DWD 12 by 60 days, at the request of the Department of Workforce Development.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carried: Extension Granted.

10 Ayes, 0 Noes, 2 Absent.

*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

A handwritten signature in black ink, appearing to read "Krieser", written over a horizontal line.

Steven Krieser, Committee Clerk

Clearinghouse Rule 96-163

Relating to the definition of a "prison industry." Submitted by the Department of Corrections.

May 15, 1997

Rule Received from the Senate Committee on Health, Human Services, Aging, Corrections, Veterans and Military Affairs. Rule objected to in its entirety on a vote of 4-3.

June 16, 1997

Letter sent to Secretary of Department of Corrections pursuant to s. 227.19 (5)(b)1. a., extending review period by 30 days.

July 15, 1997

PUBLIC HEARING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Appearances for the Rule

- Michael J. Sullivan, Secretary, Dept. of Corrections
- Steve Kronzer, Dept. of Corrections
- State Rep. Robert Goetsch, Juneau

Appearances Against the Rule

- None

Registrations For the Rule

- None

Registrations Against the Rule

- None

Appearances for Information Only

- None

July 15, 1997

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, and Schultz.

Absent: (2) Senators Wirch and Welch.

Moved by Senator Grobschmidt, seconded by Representative Kreuser that, pursuant to s. 227.19(5)(b), *stats.*, the Joint Committee for Review of Administrative Rules recommends modifications of Clearinghouse Rule 96-163 by the Department of Corrections; those modifications should include, in the definition of "establishment of a prison

industry," the expansion of a prison industry by an increase in the number of inmates in the workforce of a particular industry or an increase in a particular prison industry's product output.

Ayes: (5) Representatives R. Young, and Kreuser;
Senators Grobschmidt, Wirch, and Potter.

Noes: (5) Representatives Grothman, Gunderson, and Seratti; Senators Welch and Schultz.

Absent: (2) Senators Wirch and Welch.

Motion Fails on a Tie
5 Ayes, 5 Noes, 2 Absent.

Senators Wirch and Welch voted by paper ballot on July 16, 1997.

Moved by Senator Schultz, seconded by Representative Gunderson that the Joint Committee for Review of Administrative Rules send a letter to the Department of Corrections which expresses their concern regarding the issue of expansion of prison industries and which reflects the differing positions on this issue by the Department of Corrections and Senator Rodney Moen; further, that the Department of Corrections attempt to address Senator Moen's concerns; and further, that the Department of Corrections provide the Committee with statistical information on the growth of prison industries and the status of prison industries in other states.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser;
Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0) None.

Absent: (2) Senators Wirch and Welch.

Motion Carries
10 Ayes, 0 Noes, 2 Absent.

Senators Wirch and Welch voted by paper ballot on July 16, 1997.

Moved by Representative Kreuser, seconded by Senator Grobschmidt that, pursuant to s. 227.19(5)(b), stats., the Joint Committee for Review of Administrative Rules recommends that Clearinghouse Rule 96-163 be modified by amending proposed DOC 313.02(2) to provide that a prison industry expanded by more than 200 jobs would constitute the "establishment of a prison industry" under s. 303.01(1)(c),

stats.; this would require the Department of Corrections to provide written notification of this action to the co-chairpersons of the Joint Committee on Finance and a subsequent hearing on the proposal by the Joint Committee on Finance.

Ayes: (7) Representatives R. Young, and Kreuser;
Senators Grobschmidt, Wirch, Potter,
Welch, and Schultz.

Noes: (3) Representatives Grothman, Gunderson, and
Seratti.

Absent: (2) Senators Wirch and Welch.

Motion Carries.
7 Ayes, 3 Noes, 2 Absent.

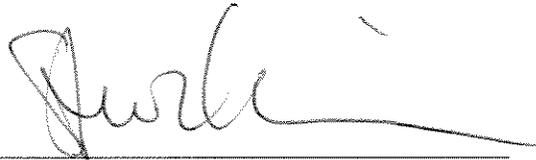
*Senators Wirch and Welch voted by paper ballot on
July 16, 1997.*

July 16, 1997

Modification Request Sent to Agency by Letter pursuant
to final motion listed above.

July 16, 1997

Modifications Received from Agency.



Steven Krieser, Committee Clerk

JOINT COMMITTEE

RECORD OF COMMITTEE PROCEEDINGS

Joint Committee for Review of Administrative Rules

**LRB 3348/2 &
LRB 3824/1**

Relating to prohibiting the use of telephone solicitations to solicit the sale of burial agreements, cemetery merchandise, cemetery lots, mausoleum spaces, insurance contracts to pay for funeral merchandise or services or cemetery merchandise, or burial, funeral or preneed insurance, and providing a penalty.

September 3, 1997

EXECUTIVE SESSION HELD

Present: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, and Kreuser.

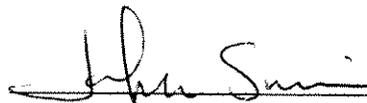
Absent (2) Representatives Seratti and R. Young

Moved by Representative Grothman and seconded by Senator Schultz, that the JCRAR recommends LRB 3348/2 and LRB 3824/1, relating to prohibiting the use of telephone solicitations to solicit the sale of burial agreements, cemetery merchandise, cemetery lots, mausoleum spaces, insurance contracts to pay for funeral merchandise or services or cemetery merchandise, or burial, funeral or preneed insurance, and providing a penalty, for introduction.

Ayes: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser

Noes (0)

Absent (2) Representatives Seratti and R. Young



John Sumi/Steve Krieser, Committee Clerk

JOINT COMMITTEE RECORD OF COMMITTEE PROCEEDINGS
Joint Committee for Review of Administrative Rules

Assembly Bill 254 **AN ACT relating to the promulgation of emergency rules and the extension of emergency rules by the joint committee for review of administrative rules.**

September 3, 1997 PUBLIC HEARING HELD

Present: (8) Senators Grobschmidt, Potter,
Wirch, Welch and Schultz;
Representatives Grothman, Gunderson,
and Kreuser.

Absent (2) Representatives Seratti and R. Young

Appearances for the bill

Senator Richard Grobschmidt, 7th Senate District

Appearances for information only

None

Appearances against the bill

None

Registrations for the bill

None

Registrations against the bill

None

September 3, 1997 EXECUTIVE SESSION HELD

Present: (8) Senators Grobschmidt, Potter,
Wirch, Welch and Schultz;
Representatives Grothman, Gunderson,
and Kreuser.

Absent (2) Representatives Seratti and R. Young

Joint Committee for Review of Administrative Rules

Assembly Bill 254, cont.

Moved by Senator Welch and seconded by Senator Schultz, that the JCRAR recommend AB 254 for passage.

Ayes: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser

Noes (0)

Absent (2) Representatives Seratti and R. Young



John Sumi/Steve Krieser, Committee Clerk

Senate/Assembly

Record of Committee Proceedings

Joint committee for review of Administrative Rules

DOC 304

Emergency relating to secure work crews. Submitted by the Department of Corrections.

September 15, 1997 Referred to committee on Administrative Rules.

October 16, 1997 **EXECUTIVE SESSION**

Present: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser

Absent: (2) Representatives Seratti and R. Young.

Moved by Senator Welch and seconded by Senator Potter that the JCRAR extend the effective date of the emergency rule of the Department of Corrections relating to secure work crews for a period of 60 days.

Ayes: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser.

Noes: (0)

Absent: (2) Representatives Seratti and R. Young.

MOTION CARRIED



John Sumi
Committee Clerk

Senate/Assembly

Record of Committee Proceedings

Joint committee for review of Administrative Rules

DWD 272.14

Emergency rule relating to the displacement of employes and the minimum wage.
Submitted by the Department of Workforce Development

September 29, 1997 Referred to committee on Administrative Rules.

October 16, 1997 **EXECUTIVE SESSION**

Present: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser.

Absent: (2) Representatives Seratti and R. Young.

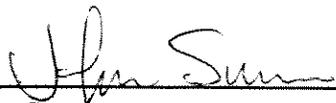
Moved by Senator Potter and seconded by Senator Welch that the JCRAR extend the effective date of the emergency rule of the Department of Workforce Development relating to the displacement of employees and the minimum wage for a period of 60 days.

Ayes: (7) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Gunderson and Kreuser.

Noes: (1) Representative Grothman.

Absent: (2) Representatives Seratti and R. Young.

MOTION CARRIED



John Sumi
Committee Clerk

Senate/Assembly

Record of Committee Proceedings

Joint committee for review of Administrative Rules

Comm 2,5 and 18

Emergency rule relating to fees, credentialing and inspection of elevators. Submitted by the Department of Commerce.

October 3, 1997 Referred to committee on Administrative Rules.

October 16, 1997 **EXECUTIVE SESSION**

Present: (8) Senators Grobschmidt, Potter, Wirch, Welch and Schultz; Representatives Grothman, Gunderson and Kreuser

Absent: (0) Representatives Seratti and R. Young.

Moved by Senator Grobschmidt and seconded by Senator Schultz that the JCRAR extend the effective date of the emergency rule of the Department of Commerce relating to fees, credentialing and inspection of elevators and mechanical lifting devices for a period of 30 days.

Ayes (3) Senators Grobschmidt, Potter and Schultz.

Noes (5) Senators Wirch and Welch; Representatives Grothman, Gunderson and Kreuser.

Absent (2) Representatives Seratti and R. Young.

MOTION FAILED



John Sumi
Committee Clerk

Emergency Rule DOC 332

Relating to the registration of sex offenders. Submitted by the Department of Corrections.

October 16, 1997

EXECUTIVE SESSION HELD

Present: (8) Representatives Grothman, Gunderson, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch and Schultz.

Absent: (2) Representatives Seratti and R. Young

Moved by Senator Welch, seconded by Senator Potter that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 332 by 60 days, at the request of the Department of Corrections.

Ayes: (8) Representatives Grothman, Gunderson, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0)

Absent: (2) Representatives Seratti and R. Young

Motion Carried: Extension Granted.
8 Ayes, 0 Noes, 2 Absent.

November 20, 1997

EXECUTIVE SESSION HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch and Schultz.

Absent: (1) Representative R. Young

Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 332 by 60 days, at the request of the Department of Corrections.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0)

Absent: (1) Representative R. Young

Motion Carried: Extension Granted.
9 Ayes, 0 Noes, 1 Absent.

A handwritten signature in black ink, appearing to read "Steven Krieser", written over a horizontal line.

Steven Krieser, Committee Clerk

Emergency Rule DOC 310

Relating to the registration of sex offenders. Submitted by the Department of Corrections.

November 20, 1997

EXECUTIVE SESSION HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch and Schultz.

Absent: (1) Representative R. Young

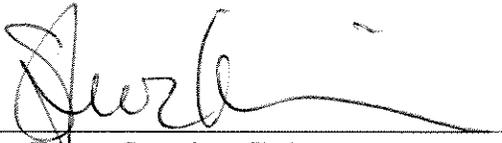
Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 310 by 60 days, at the request of the Department of Corrections.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0)

Absent: (1) Representative R. Young

Motion Carried: Extension Granted.
9 Ayes, 0 Noes, 1 Absent.



Steven Krieser, Committee Clerk

Emergency Rule DOC 304

Relating to the inmate secure work program. Submitted by the Department of Corrections.

October 16, 1997

EXECUTIVE SESSION HELD

Present: (8) Representatives Grothman, Gunderson, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch and Schultz.

Absent: (2) Representatives Seratti and R. Young

Moved by Senator Welch, seconded by Senator Potter that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 304 by 60 days, at the request of the Department of Corrections.

Ayes: (8) Representatives Grothman, Gunderson, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0)

Absent: (2) Representatives Seratti and R. Young

Motion Carried: Extension Granted.
8 Ayes, 0 Noes, 2 Absent.

November 20, 1997

EXECUTIVE SESSION HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch and Schultz.

Absent: (1) Representative R. Young

Moved by Representative Grothman, seconded by Senator Grobschmidt that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 304 by 60 days, at the request of the Department of Corrections.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Grobschmidt, Wirch, Potter, Welch, and Schultz.

Noes: (0)

Absent: (1) Representative R. Young

Motion Carried: Extension Granted.
9 Ayes, 0 Noes, 1 Absent.

A handwritten signature in black ink, appearing to read 'Steven Krieser', written over a horizontal line.

Steven Krieser, Committee Clerk

Senate/Assembly
Record of Committee Proceedings

Joint committee for review of Administrative Rules

ER 18, The emergency rule relating to annual leave, sick leave credits, the adjustment of sick leave balances for state employees and catastrophic leave.

January 14, 1998 **Extension requested**

February 19, 1998 **EXECUTIVE SESSION**

Present: (8) Senators Grobschmidt, George, Potter, Welch and Schultz; Representatives Grothman, Seratti and Kreuser

Absent: (2) Representatives Gunderson and R. Young

Moved by Senator Grobschmidt and seconded by Senator Welch that the JCRAR extend the effective date of the emergency rule of the Department of Employment Relations relating to annual leave, sick leave credits, the adjustment of sick leave balances for state employees and catastrophic leave for a period of 60 days.

Ayes (8) Senators Grobschmidt, George, Potter, Welch and Schultz; Representatives Grothman, Seratti and Kreuser

Noes (0)

Absent (2) Representatives Gunderson* and R. Young

* Representative Gunderson indicated that had he been present he would have voted aye on the motion.

MOTION ADOPTED



John Sumi
Committee Clerk

Emergency Rule Comm 108.21(1)(f)

Relating to: emergency community development block grants. Submitted by the Department of Commerce.

March 31, 1998

EXECUTIVE SESSION HELD

Present: (9) Senators Grobschmidt, Potter, Welch, and Schultz; Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser.

Absent: (1) Senator George.

Moved by Representative Grothman, seconded by Senator Grobschmidt, that pursuant to s. 227.24(2)(a), the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule Comm 108.21 (1)(f) by 60 days, at the request of the Department of Commerce.

Ayes: (9) Senators Grobschmidt, Potter, Welch, and Schultz; Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser.

Noes: (0) None.

Absent: (1) Senator George.

EXTENSION GRANTED, Ayes 9, Noes 0, Absent 1.



Steven Krieser, Committee Clerk

ATCP 75.015 (2m)(a) - (e); 75.15 (2n) (a) and (b), 1-5 **Relating to fees charged to retail food establishments for annual licensing and re-inspection. Public hearing requested by the Wisconsin Grocers Association.**

March 31, 1998

PUBLIC HEARING HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, Welch, and Schultz.

Absent: (1) Senator George

Appearances for the Rule

■ None

Appearances Against the Rule

- Rep. Tom Springer, 86th Assembly District
- Rep. Gregg Underheim, 54th Assembly District
- Rep. Dave Ward, 37th Assembly District
- John H. Damman, Stevens Point (Copps Corp.)
- Kent Burnstad, Tomah (Burnstad Supermarkets)
- Steve Diehlmann, Janesville (Palan Foods)
- Brian Conrad, Lake Mills (Wis. Grocers Assoc.)
- Penny Pederson, Sun Prairie (Wis. Grocers Assoc.)
- Michael Lannoy, Waterloo (Piggly Wiggly)

Registrations For the Rule

■ None

Registrations Against the Rule

- Jeff Laszczewski, Milwaukee (Sentry - Lake Geneva)
- Michelle Kussow, Lobbyist, Wis. Grocers Assoc.
- Rep. Dave Brandemuehl, 49th Assembly District
- Mike Qualheim, Manitowoc (ABC Supermarket)
- David Ring, La Crosse (Reinhart Corp.)
- Mary Lou Baryenbruch, Spring Green (Hometown)
- Jerome Baryenbruch, Spring Green (Hometown)
- Dave Kotwitz, Edgerton (Piggly Wiggly)
- Tom Warta, Oak Creek (Aldi, Inc.)
- Jennifer Badeau, Lobbyist, WI Assoc. Of Convenience Stores.
- Mike Kniffin, Roundy's, Inc.

Appearances for Information Only

■ Steve Steinhoff, DATCP



Steven Krieser, Committee Clerk

Comm 69.18 (2)(a) 1.b.

Relating to the installation of elevators at public school sports facilities for the purpose of providing access to the disabled. Public hearing requested by the School District of Cambridge.

March 31, 1998

PUBLIC HEARING HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Grobschmidt, Potter, Welch, and Schultz.

Absent: (1) Senator George

Appearances for the Rule

- None

Appearances Against the Rule

- Rep. David Ward, 37th Assembly District
- Bob Rosen, Cambridge (Cambridge School District)
- Jon Swenson, Westfield (Principal, Westfield High School)

Registrations For the Rule

- None

Registrations Against the Rule

- Jeff Lasczewski, Milwaukee (Sentry - Lake Geneva)

Appearances for Information Only

- Mike Corry, Dept. Of Commerce
- Dave Krause, Fort Atkinson (Fort Atk. School Dist.)
- Monte Hattmann, Cambridge (Cambridge School Dist)
- John Eagon, Oregon (Premium Planview)
- Cleo Eliason, Madison (Easter Seal Society of Wisconsin)
- Shelley Peterman - Schwarz, Madison
Wisconsin Council for People with Physical Disabilities



Steven Krieser, Committee Clerk