

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

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WEDNESDAY, December 15, 1999

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The Chief Clerk makes the following entries under the above date.

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**INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS**

Read and referred:

**Senate Joint Resolution 30**

Relating to: pledging and urging that only certain kinds of material be included in the state budget bill.

By Senators Darling, Welch, Drzewiecki and Huelsman; cosponsored by Representatives Jeskewitz, Kelso, Gundrum, La Fave, Olsen, J. Lehman, Sykora, Staskunas, Miller, Hasenohrl and Black.

To committee on **Senate Organization**.

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

Read first time and referred:

**Senate Bill 305**

Relating to: the governor's power to activate the national guard.

By Senator Moen; cosponsored by Representative Waukau.

To committee on **Health, Utilities, Veterans and Military Affairs**.

**Senate Bill 306**

Relating to: establishing a geographical education fund and making an appropriation.

By Senators Jauch, Rosenzweig, Schultz, Burke, Baumgart, Decker, Grobschmidt and Breske; cosponsored by Representatives Kreibich, Ryba, F. Lasee, Hasenohrl, Huber, Sykora, Balow, Plouff, Johnsrud, Waukau, Young, J. Lehman, Petrowski, Richards, Musser, Black, Gunderson, Ott and Schneider.

To committee on **Education**.

**Senate Bill 307**

Relating to: amount of irrevocable burial trusts.

By Senators Moen, Burke, Drzewiecki, Breske, Fitzgerald, Grobschmidt, Panzer, Shibilski and Robson; cosponsored by Representatives Gard, Hasenohrl, Underheim, Handrick, Plouff, Ryba, Schneider, Sherman, Owens, Petrowski, Seratti and Kaufert.

To committee on **Human Services and Aging**.

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**REPORT OF COMMITTEES**

The committee on **Health, Utilities, Veterans and Military Affairs** reports and recommends:

**Assembly Bill 88**

Relating to: special event campground permits issued by the department of health and family services.

Concurrence.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

**Assembly Joint Resolution 14**

Relating to: urging Congress and the President to enact legislation to allow concurrent receipt of military longevity pay and disability benefits.

Concurrence.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

ADAMS, HELEN R., of Rosholt, as a member of the Wisconsin Advanced Telecommunications Foundation, Inc., to serve for the term ending May 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

EGAN, DAVID M., of Kenosha, as a member of the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

FABIAN, DR. PETER, of Oregon, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

FISCHER, DR. MARIELLEN, of Wauwatosa, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

FRANGER, DR. ALFRED L., of Brookfield, as a member of the Medical Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

KRAUS, KAREN M., of Eldorado, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

OLSEN, DR. CLARK O., of Washburn, as a member of the Medical Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

POLASKY, AMY, of Racine, as a member of the Wisconsin Advanced Telecommunications Foundation, Inc., to serve for the term ending May 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

SOBEK, ROXANN MILLER, of Hartland, as a member of the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

SVETLY, K. DENISE, of Wisconsin Dells, as a member of the Barbering and Cosmetology Examining Board, to serve for the interim term ending July 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

TRUCKEY, DEBRA S., of Racine, as a member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

### Senate Bill 208

Relating to: the reimbursement of the costs of emergency response teams.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.  
Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

### Senate Bill 291

Relating to: veterans benefits, facilities and institutions.

Passage.

Ayes, 6 – Senators Moen, Breske, Robson, Erpenbach, Rude and Drzewiecki.

Noes, 0 – None.

Rodney Moen  
Chairperson

## PETITIONS AND COMMUNICATIONS

### State of Wisconsin

December 13, 1999

The Honorable, The Senate:

Pursuant to Senate Rule 20 (2)(a) and (b), and s. 15.105(27), Wisconsin Statutes, I have appointed Senator Jon Erpenbach and Senator Dale Schultz to the Census Education Board.

With regard to the minority party member, the appointment reflects the nomination of that caucus.

Sincerely,

CHUCK CHVALA

Chair, Committee on Senate Organization

### State of Wisconsin

#### Southeast Wisconsin Professional Baseball Park District

December 16, 1999

The Honorable, The Legislature:

Attached please find the Miller Park monthly progress report for the month of November 1999 for your review and consideration. As the enclosed report indicates, Miller Park continues to develop with the District Board's objectives of building the premier baseball facility in the country; scheduled for play on Opening Day 2001; within budget; and with meaningful community participation.

Please feel free to contact me if you have any questions or comments regarding the enclosed report.

Sincerely,

MICHAEL R. DUCKETT, P.E., R.L.S.

Executive Director

### State of Wisconsin Investment Board

December 6, 1999

The Honorable, The Legislature:

Annually under s. 25.17(14g) of the Statutes, the Investment Board submits a report to the Legislature on investment goals and long-term strategies. I am writing to let you know of our plan to submit this year's report in January. Although this will be after the December 31 due date, it will enable us to provide a more complete and informative report to you.

Additional review of the investment strategy for the Wisconsin Retirement System trust funds will take place at the meeting of our Board of Trustees in mid-January. We believe that it will be helpful to reflect the outcome of that discussion in our report to you. We will also revisit strategy matters covered in the recent report by the Legislative Audit Bureau.

Please feel free to contact me if you have any questions or concerns.

Sincerely,

PATRICIA LIPTON

Executive Director

**State of Wisconsin  
Legislative Audit Bureau**

December 9, 1999

The Honorable, The Legislature:

We have completed a financial and program evaluation audit of the Division of Gaming within the Department of Administration, as required by s. 13.94(1)(eg), Wis. Stats. the Division administers and regulates the State's racing, Indian gaming, and charitable gaming activities. We have issued an unqualified opinion on the Division's budgetary-based financial statements for fiscal year (FY) 1998-99 and FY 1997-98.

Revenues from pari-mutuel racing and charitable gaming have declined significantly in recent years, in part as a result of declining consumer interest in gaming. Tax revenues generated by pari-mutuel racing declined from \$4.7 million in FY 1994-95 to \$2.2 million in FY 1998-99, or by 53.2 percent. Charitable gaming revenue has decreased largely as a result of a decline in bingo tax revenues, which have fallen from \$566,000 in FY 1994-95 to \$490,000 in FY 1998-99, or by 13.4 percent.

We focused our program review on Indian gaming, both because it represents the most significant gaming activity in Wisconsin and because the State's revenues for Indian gaming will increase from \$350,000 in FY 1996-97 to an expected \$22.1 million in FY 1999-2000 as a result of renegotiated tribal gaming compacts.

Despite increases in the number of staff positions, we found that the number of field audits completed by the Office of Indian Gaming declined from 1996 through 1999. In addition, the Office has experienced backlogs in the processing of vendor certification applications. In part, these problems are the result of difficulties the Office has had in recruiting and retaining staff.

To improve its ability to monitor gaming activities, the Office plans to purchase a computerized system to monitor slot machine activity at casinos and will soon implement a new inventory system intended to maintain an up-to-date listing of gaming devices approved for use in Wisconsin casinos.

We appreciate the courtesy and cooperation extended to us by the Department of Administration. The Department's response is the Appendix.

Sincerely,

JANICE MUELLER  
State Auditor

**State of Wisconsin  
Legislative Audit Bureau**

December 13, 1999

The Honorable, The Legislature:

We have completed a financial audit of the State Life Insurance Fund, which provides low-cost individual life insurance to Wisconsin residents and is administered by the Office of the Commissioner of Insurance. As of December 1, 1998, the fund had 31,033 life insurance policies in effect, and total life insurance in force of approximately 226 million. The Fund is subject to the same regulatory requirements as any life insurance company licensed to operate in Wisconsin, as well as to other specific statutory restrictions, such as a prohibition on advertising and maximum coverage to any insured person of \$10,000.

Our financial audit, which covered calendar years 1998, 1997, and 1996, included tests to ensure that the Fund's regulatory-based financial statements are fairly presented and to assess the Fund's control policies and procedures and its

compliance with statutory requirements. We found the regulatory-based financial statements to be fairly presented in accordance with insurance accounting practices prescribed by the Commissioner of Insurance.

Copies of the audit report have been distributed to members of the Joint Legislative Audit Committee and those required by law to receive copies. If you are interested in receiving a copy of this report, please contact our office and request report number 99-20. The report is also available on our website ([www.legis.state.wi.us/lab](http://www.legis.state.wi.us/lab)).

Sincerely,

JANICE MUELLER  
State Auditor

**State of Wisconsin  
Department of Justice**

December 7, 1999

The Honorable, The Legislature:

Section 165.90 of the Wisconsin Statutes requires the Department of Justice to report on the performance of cooperative county-tribal law enforcement programs receiving aid under this section. This letter constitutes our report.

The County-Tribal Law Enforcement Grant Program continues to help local law enforcement provide needed services in Indian communities. In addition, this program helps build a cooperative atmosphere and positive relationship between law enforcement and tribal governments and communities. Departmental staff is available to discuss this report and this important program.

Sincerely,

JAMES E. DOYLE  
Attorney General

**State of Wisconsin  
Ethics Board**

December 15, 1999

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 1999 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>.

Marshall, Terry **ATTIC Correctional Services, Inc**  
Taylor, Chad **City of Waukesha**

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,

ROTH JUDD  
Director

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

**Senate Clearinghouse Rule 98-027**

Relating to service rules for electric utilities.

Submitted by Public Service Commission.

Report received from Agency, December 10, 1999.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, December 15, 1999.

**Senate Clearinghouse Rule 98-076**

Relating to the preparation of sterile pharmaceuticals by pharmacists.

Submitted by Department of Regulation and Licensing.

Report received from Agency, December 13, 1999.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, December 15, 1999.

The committee on **Health, Utilities, Veterans and Military Affairs** reports and recommends:

**Senate Clearinghouse Rule 98-172**

Relating to assignment of costs and opportunity sales.

No action taken.

Rodney Moen  
Chairperson

The committee on **Human Services and Aging** reports and recommends:

**Senate Clearinghouse Rule 99-040**

Relating to use of limited liability in chiropractic practice.

No action taken.

**Senate Clearinghouse Rule 99-128**

Relating to computer-based examinations.

No action taken.

Judy Robson  
Chairperson