

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 10.21

Relating to: an implied warranty that cattle and goats are free of paratuberculosis (also known as Johne's disease).

November 15, 2000 **PUBLIC HEARING HELD**

Present: (8) Senators Robson, Grobschmidt, Schultz,
Representatives Grothman, Gunderson, Seratti,
Kreuser and Black.

Absent: (2) Senators Shibilski and Welch.

Appearances for

- Clarence Strocky, Dept. of Agriculture, Trade and Consumer Protection

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

November 15, 2000 **EXECUTIVE SESSION**

Present: (6) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson, Seratti
and Black.

Absent: (4) Senators Shibilski, Welch, Schultz and
Representative Kreuser.

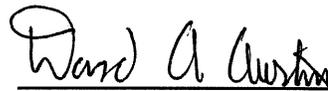
Moved by Senator Robson, seconded by Representative Seratti, that pursuant to § 227.24(2)(a), Wisconsin State Statutes, the Joint Committee for the Review of Administrative Rules extend the effective period of emergency rule ATCP 10.21 by 30 days at the request of the Department of Agriculture, Trade and Consumer Protection..

Ayes: (9) Senators Robson, Grobschmidt, Shibilski*,
Welch*, Schultz*, Representatives
Grothman, Gunderson, Seratti and Black.

Noes: (0) None.

Absent: (1) Representative Kreuser.

* By polling.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 11.20

Relating to: swine import and required tests.

September 20, 2000 **PUBLIC HEARING HELD**

Present: (9) Senators Robson, Grobschmidt, Welch,
Schultz, Representatives Grothman,
Gunderson, Seratti, Kreuser and Black.
Absent: (1) Senator Shibilski.

Appearances for

- Clarence Siroky, Dept. of Agriculture, Trade and Consumer Protection

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

September 20, 2000 **EXECUTIVE SESSION**

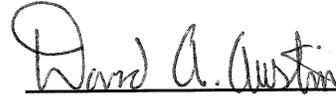
Present: (9) Senators Robson, Grobschmidt, Welch,
Schultz, Representatives Grothman,
Gunderson, Seratti, Kreuser and Black.
Absent: (1) Senator Shibilski.

Moved by Senator Robson, seconded by Senator Welch, that pursuant to section 227.24(2)(a), Wisconsin Statutes, the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule ATCP 11.20 by 60 days at the request of the Department of Agriculture, Trade and Consumer Protection.

Ayes: (9) Senators Robson, Grobschmidt, Welch,
Schultz, Representatives Grothman,
Gunderson, Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (1) Senator Shibilski.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 16

Relating to: importing bovine animals, goats or cervids from a state designated by USDA as a tuberculosis "non-modified accredited" state.

November 15, 2000 **PUBLIC HEARING HELD**

Present: (8) Senators Robson, Grobschmidt, Schultz,
Representatives Grothman, Gunderson, Seratti,
Kreuser and Black.

Absent: (2) Senators Shibilski and Welch.

Appearances for

- Clarence Strocky, Dept. of Agriculture, Trade and Consumer Protection

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

November 15, 2000 **EXECUTIVE SESSION**

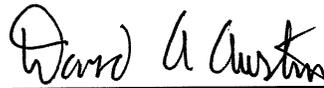
Present: (6) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson, Seratti
and Black.

Absent: (4) Senators Shibilski, Welch, Schultz and
Representative Kreuser.

Moved by Senator Robson, seconded by Representative Seratti, that pursuant to § 227.24(2)(a), Wisconsin State Statutes, the Joint Committee for the Review of Administrative Rules extend the effective period of emergency rule ATCP 16 by 60 days at the request of the Department of Agriculture, Trade and Consumer Protection.

Ayes: (9) Senators Robson, Grobschmidt, Shibilski*,
Welch*, Schultz*, Representatives
Grothman, Gunderson, Seratti and Black.
Noes: (1) Representative Kreuser.
Absent: (0) None.

* By polling.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 60.19

Relating to: drug residues in raw milk. Extension of this emergency rule by 60 days at the request of the Department of Agriculture, Trade and Consumer Protection. Second consideration.

September 22, 1999 **PUBLIC HEARING HELD**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling.

Appearances for

- Tom Leitzke, DATCP, P.O. Box 8911, Madison, WI, 53708

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- John Manske, WI Federation of Coops, 30 W. Mifflin, Madison, WI, 53703
- John Umhoefer, WI Cheese Makers Association, P.O. Box 2133, Madison, WI, 53701

Registrations against

- None.

September 22, 1999 **EXECUTIVE SESSION**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling*.

* Participating via telephone.

Moved by Senator Welch, seconded by Representative Grothman, that pursuant to §227.24(2)(a), Stats., the Joint Committee for

Review of Administrative Rules extend the effective date of Emergency Rule ATCP 60.19 by 60 days, at the request of the Department of Agriculture, Trade and Consumer Protection..

Ayes: (8) Senators Grobschmidt, Welch, Darling*,
Representatives Grothman, Gunderson,
Seratti, Kreuser and Black.
Noes: (0) None.
Absent: (2) Senators Robson and Shibilski.

* Participating and polled via telephone.

November 18, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.
Absent: (5) Senators Shibilski, Welch, Darling,
Representatives Seratti and Kreuser.

Appearances for

- Tom Leitzke, DATCP

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

November 18, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.
Absent: (5) Senators Shibilski*, Welch, Darling,
Representatives Seratti and Kreuser.

* Participating via telephone.

Moved by Senator Robson, seconded by Representative Grothman, that pursuant to §227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Emergency Rule ATCP 60.19 by 60 days, at the request of the Department of Agriculture, Trade and Consumer Protection.

Ayes: (7) Senators Robson, Grobschmidt, Shibilski*, Darling#, Representatives Grothman, Gunderson and Black.

Noes: (0) None.

Absent: (3) Senator Welch, Representatives Seratti and Kreuser.

* Participating and polled via telephone.

Polled via paper ballot.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 100.45

Relating to: security of dairy plant payments to milk producers. Extension of this emergency rule by 60 days at the request of the Department of Agriculture, Trade and Consumer Protection. Second consideration.

September 22, 1999 **PUBLIC HEARING HELD**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling.

Appearances for

- John Norton, DATCP, 2811 Agriculture Dr., Madison, WI, 53718
- Don Furniss, DATCP, 2811 Agriculture Dr., Madison, WI, 53718

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- John Manske, WI Federation of Coops, 30 W. Mifflin, Madison, WI, 53703
- John Umhoefer, WI Cheese Makers Association, P.O. Box 2133, Madison, WI, 53701

Registrations against

- None.

September 22, 1999 **EXECUTIVE SESSION**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling*.

* Participating via telephone.

Moved by Senator Welch, seconded by Representative Grothman, that pursuant to §227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Emergency Rule ATCP 100.45 by 60 days, at the request of the Department of Agriculture, Trade and Consumer Protection..

Ayes: (8) Senators Grobschmidt, Welch, Darling*,
Representatives Grothman, Gunderson,
Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (2) Senators Robson and Shibilski.

* Participating and polled via telephone.

November 18, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.

Absent: (5) Senators Shibilski, Welch, Darling,
Representatives Seratti and Kreuser.

Appearances for

- John Norton, DATCP

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

November 18, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.

Absent: (5) Senators Shibilski*, Welch, Darling,
Representatives Seratti and Kreuser.

* Participating via telephone.

Moved by Senator Robson, seconded by Representative Grothman, that pursuant to §227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Emergency Rule ATP 100.45 by 60 days, at the request of the Department of Agriculture, Trade and Consumer Protection.

Ayes: (7) Senators Robson, Grobschmidt, Shibilski*, Darling#, Representatives Grothman, Gunderson and Black.

Noes: (0) None.

Absent: (3) Senator Welch, Representatives Seratti and Kreuser.

* Participating and polled via telephone.

Polled via paper ballot.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 110.45

security of dairy plant payments to milk producers

September 22, 1999 **PUBLIC HEARING HELD**

- Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.
- Absent: (3) Senators Robson, Shibilski and Darling.

Appearances for

- John Norton, DATCP, 2811 Agriculture Dr., Madison, WI, 53718
- Don Furniss, DATCP, 2811 Agriculture Dr., Madison, WI, 53718

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- John Manske, WI Federation of Coops, 30 W. Mifflin, Madison, WI, 53703
- John Umhoefer, WI Cheese Makers Association, P.O. Box 2133, Madison, WI, 53701

Registrations against

- None.

September 22, 1999 **EXECUTIVE SESSION**

- Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.
- Absent: (3) Senators Robson, Shibilski and Darling.

Moved by Senator Welch, seconded by Representative Grothman, that pursuant to §227.24(2)(a), *Stats.*, the Joint Committee for Review of Administrative Rules extend the effective date of

Emergency Rule ATCP 100.45 by 60 days, at the request of the
Department of Agriculture, Trade and Consumer Protection..

Ayes: (8) Senators Grobschmidt, Welch, Darling*,
Representatives Grothman, Gunderson,
Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (2) Senators Robson and Shibilski. *Roll held
open, voted by phone.



David A. Austin
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule ATCP 134.06(3)

Relating to: residential rental practices (security deposits and carpet cleaning).

November 15, 2000 **PUBLIC HEARING HELD**

Present: (8) Senators Robson, Grobschmidt, Schultz,
Representatives Grothman, Gunderson, Seratti,
Kreuser and Black.

Absent: (2) Senators Shibilski and Welch.

Appearances for

- Teel Haas, Dept. of Agriculture, Trade and Consumer Protection
- Bill Oemichen, Dept. of Agriculture, Trade and Consumer Protection
- Bob Dennik, Wisconsin Apartment Association, 102 N. High Point Rd., Madison

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- Debra Peterson Conrad, Wisconsin Realtors Association, 4801 Forest Run Rd., Madison

Registrations against

- None.

November 15, 2000 **EXECUTIVE SESSION**

Present: (6) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson, Seratti
and Black.

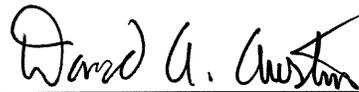
Absent: (4) Senators Shibilski, Welch, Schultz and
Representative Kreuser.

Moved by Senator Robson, seconded by Representative Seratti,
that pursuant to § 227.24(2)(a), Wisconsin State Statutes, the Joint

Committee for the Review of Administrative Rules extend the effective period of emergency rule ATCP 134.06(3) by 60 days at the request of the Department of Agriculture, Trade and Consumer Protection..

Ayes: (9) Senators Robson, Grobschmidt, Shibilski*,
Welch*, Schultz*, Representatives
Grothman, Gunderson, Seratti and Black.
Noes: (0) None.
Absent: (1) Representative Kreuser.

* By polling.



David A. Austin
Committee Clerk

Emergency Rule COMM 10

Relating to flammable and combustible liquids. Submitted by the Department of Commerce.

April 27, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

■ None

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ Bill Morrissey, Department of Commerce

Registrations for Information Only

■ None

April 27, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~, Darling*, and Welch.

Absent: (0) ~voted with majority, *voted by phone

Moved by Senator Grothman, seconded by Senator Robson that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of COMM 10 by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~, Darling*, and Welch.

Noes: (0)

Absent: (0) ~voted with majority, *voted by phone

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

June 24, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson,
Seratti, Kreuser, Black; Senators Robson,
Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

■ None

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ Bill Morrissey, Department of Commerce

Registrations for Information Only

■ None

June 24, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (9) Representatives Grothman, Gunderson,
Seratti, Kreuser and Black; Senators Robson,
Grobschmidt, Darling, and Welch.

Absent: (1) Senator Shibilski

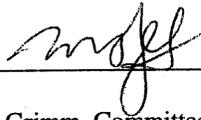
Moved by Senator Robson, seconded by Representative
Gunderson that, pursuant to s. 227.24(2)(a), Stats., the Joint
Committee for Review of Administrative Rules extend the
effective date of COMM 10 by 60 days, at the request of the
Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson,

Seratti, Kreuser and Black; Senators Robson,
Grobschmidt, Shibilski-, Darling, and
Welch.

Noes: (0)

Motion Carried: Extension Granted.
10 Ayes, 0 Noes ~voted with majority



Maggie Grimm, Committee Clerk

Proposed Emergency Rule COMM 46

Relating to the PECFA Program.

December 29, 1998

PUBLIC HEARING HELD

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

Absent: (1) Senator Darling

Appearances for the Rule

■ None

Appearances Against the Rule

■ None

Registrations For the Rule

■ None

Registrations Against the Rule

■ None

Appearances for Information Only

- Robert R. Gersbach, Hayward, WI
- David Kircher, Wisconsin Business Development Corp.
- Jay Hochmuth, Department of Natural Resources
- Representative DuWayne Johnsrud
- Secretary Phil Albert, Department of Commerce
- Boyd Possin, ECCI, Depere

EXECUTIVE SESSION HELD

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

Absent: (1) Senator Darling

PECFA Program

Relating to proposed Emergency Rule COMM 46, Wis. Adm. Code, and Chapter ILHR 47, Wis. Adm. Code, and the PECFA program.

Moved by Senator Welch, seconded by Representative Grothman

- 1) The Joint Committee for Review of Administrative Rules rescinds its December 15, 1998 motion relating to the conditional suspension of ILHR Chapter 47, Wis. Adm. Code.
- 2) The Joint Committee for Review of Administrative Rules, pursuant to ss. 227.19 (4)(d)6 and 227.26 (2) (d), stats.,

suspends Chapter ILHR 47, Wis. Adm. Code, at 5:00 p.m. on February 1, 1999, unless a risk assessment protocol includes all of the following:

- a. Requires the use of natural attenuation unless an environmental risk factor, as described in proposed Comm 46.05, Wis. Adm. Code, is present.
- b. Consideration of the impact of clay formation on environmental risk factors.
- c. Consideration of the effect of a municipal water system on environmental risk factors.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, and Breske.

Noes: (1) Senator Grobschmidt

Absent: (1) Senator Darling

Motion Carried: Rule is Suspended on Delay.

8 Ayes, 2 Noes, 1 Absent.

*Senator Darling voted by paper ballot

Moved by Senator Welch, seconded by Representative Grothman that, the protocol as defined under proposed COMM 46.05, Wis. Adm. Code, shall also stipulate that any site which does not contain an environmental risk factor as defined in the protocol shall be considered a low or medium priority site.

Ayes: (8) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, and Breske.

Noes: (2) Representative R. Young; Senator Grobschmidt.

Absent: (1) Senator Darling

Motion Carried.

8 Ayes, 2 Noes, 1 Absent .

*Senator Darling voted by paper ballot.

Maggie Grimm, Committee Clerk

February 25, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rule

- John Alberts, Oconomowoc, Department of Commerce
- Scott Hafner, La Crosse, Kwik Tripp, Inc.

Appearances Against the Rule

- Boyd Possin, ECCL, Depere
- John Robinson, Wausau, Water Well Association

Registrations For the Rule

- None

Registrations Against the Rule

- None

Appearances for Information Only

- Jay Hochmuth, Department of Natural Resources
- John Connor, Texas, WI Petroleum Council

April 27, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

- John Alberts, Department of Commerce

Appearances Against the Rules

- Michael Berkholtz, Wisconsin Water Well Association

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- Jay Hochmuth, Department of Natural Resources

Registrations for Information Only

- None

June 24, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

■ Boyd Possin, DePere

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ Jay Hochmuth, DNR

■ John Alberts, Commerce

Registrations for Information Only

■ None

June 24, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Darling, and Welch.

Absent: (1) Senator Shibilski

Moved by Representative Grothman, seconded by Senator Robson that the Joint Committee for Review of Administrative Rules extend its May 25, 1999 motion relating to the deadline of the conditional suspension of Chapter ILHR 47, Wis. Adm. Code and the extension of emergency rule Comm 46 by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Darling, and Welch.

Noes: (0)

Motion Carried: Extension Granted.
10 Ayes, 0 Noes ~voted with majority

August 5, 1999

PUBLIC HEARING

Present: (7) Representatives Grothman, Gunderson, and Seratti; Senators Robson, Grobschmidt, Welch, and Darling

Absent: (3) Representatives Kreuser and Black; Senator Shibilski

Appearances for the Rule:

■ None

Appearances Against the Rule:

■ None

Registrations for the Rule:

■ None

Registrations Against the Rule:

■ None

Appearances for Information Only:

■ William Morrissey, Dept. of Commerce

■ Patrick McCutcheon, Dept of Natural Resources

August 5, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (7) Representatives Grothman, Gunderson, and Seratti; Senators Robson, Grobschmidt, Darling, and Welch.

Absent: (3) Representatives Kreuser and Black; Senator Shibilski

Moved by Representative Grothman, seconded by Representative Gunderson that, JCRAR rescind its conditional suspension of Comm 47 and pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Comm 46 by 30 days, at the request of the Departments of Commerce and Natural Resources.

Ayes: (8) Representatives Grothman, Gunderson, and Seratti; Senators Robson, Grobschmidt, Shibilski, Darling, and Welch.

Noes: (0)

Absent: (2) Representatives Kreuser and Black.

Motion Carried: Extension Granted.
8 Ayes, 0 Noes, 2 Absent ~voted with majority

Maggie Grimm, Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule COMM 46

Relating to the PECFA program.

March 25, 1999

PUBLIC HEARING HELD

Present: (9) Senators Robson, Grobschmidt, Welch,
Darling, Representatives Grothman,
Gunderson, Seratti, Kreuser and Black.

Absent: (1) Senator Shibilski.

Appearances for

- John Alberts, WI Department of Commerce

Appearances against

- None.

Appearances for Information Only

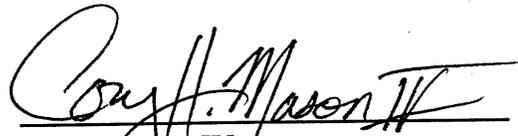
- Assistant Attorney General JoAnne Kloppenberg; WI Department of Justice; PO Box 7857; Madison, WI 53707-7857
- Jay Hochmuth, WI Department of Natural Resources
- John Robinson, WI Water Wells Association; 4080 West 20th Street; Wausau, WI 54401
- Patrick McCutcheon, WI Department of Natural Resources; 3911 Fish Hatchery Road; Fitchburg, WI 53711
- Bill Morrissey, WI Department of Commerce

Registrations for

- None.

Registrations against

- None.


Cory Mason IV
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule COMM 46

Relating to the PECFA program. Extension of the effective period of this emergency rule by 60 days by request of the Department of Commerce. First Consideration.

May 27, 1999

PUBLIC HEARING HELD

Present: (10) Senators Robson, Grobschmidt, Shibilski, Welch, Darling, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (0) None.

Appearances for

- None.

Appearances against

- None.

Appearances for Information Only

- Boyd Pussin, AERC, 710 Montreal Place, De Pere, WI 54115
- John Alberts, Dept. of Commerce
- Jay Hockmuth, DNR

Registrations for

- None.

Registrations against

- None.

May 27, 1999

EXECUTIVE SESSION

Present: (8) Senators Robson, Grobschmidt, Welch, Darling, Representatives Grothman, Seratti, Kreuser and Black.

Absent: (2) Senator Shibilski and Representative Gunderson.

Moved by Senator Welch, seconded by Representative Grothman, that pursuant to section 227.24(2)(a), Stats., the Joint Committee

for Review of Administrative Rules extend the effective period of
Emergency Rule Comm 46 by 60 days.

Ayes: (9) Senators Robson, Grobschmidt, Shibilski*,
Welch, Darling, Representatives Grothman,
Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (1) Representative Gunderson. *Roll held open;
voted by phone.



Cory H. Mason IV
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule COMM 46

PECFA (the Petroleum Environmental Cleanup Fund, Interagency Responsibilities)

September 22, 1999 **PUBLIC HEARING HELD**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling.

Appearances for

- None.

Appearances against

- None.

Appearances for Information Only

- Jay Hockmuth, Department of Natural Resources
- John Alberts, Department of Commerce

Registrations for

- None.

Registrations against

- None.

September 22, 1999 **EXECUTIVE SESSION**

Present: (7) Senators Grobschmidt, Welch, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (3) Senators Robson, Shibilski and Darling.

Moved by Senator Welch, seconded by Representative Gunderson, that:

1. The Joint Committee for the Review of Administrative Rules finds that:

- a. In January and February of 1999 the Departments of Commerce and Natural Resources published an emergency

rule creating ch. Comm 46, relating to the petroleum environmental cleanup fund interagency responsibilities.

b. Following the expiration of the emergency rule creating ch. Comm 46, the Departments of Commerce and Natural Resources intend to continue to administer and implement the petroleum environmental cleanup fund program according to the policies and interpretations contained in ch. Comm 46.

c. The policies and interpretations contained in ch. Comm 46 meet the definition of a rule as given in s. 227.01(13), Stats.

2. The Joint Committee for the Review of Administrative Rules, pursuant to s. 227.26 (2) (b), Stats., directs the Departments of Commerce and Natural Resources to promulgate as an emergency rule, no later than October 22, 1999, the policies and interpretations under which they intend to administer and implement the petroleum environmental cleanup fund program.

Ayes: (8) Senators Grobschmidt, Welch, Darling*,
Representatives Grothman, Gunderson,
Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (2) Senators Robson and Shibilski. *Roll held
open; voted by phone.

MOTION PASSED, Ayes 8, Noes 0, Absent 2

February 24, 2000

PUBLIC HEARING HELD

Present: (9) Senators Robson, Grobschmidt, Shibilski,
Welch, Darling, Representatives Grothman,
Gunderson, Kreuser and Black.

Absent: (1) Representative Seratti.

Appearances for

- Jay Hockmuth, Dept. of Natural Resources

Appearances against

- None.

Appearances for Information Only

- Bill Morrissey, Dept. of Commerce

Registrations for

- None.

Registrations against

- None.

February 24, 2000

EXECUTIVE SESSION

Present: (9) Senators Robson, Grobschmidt, Shibilski,
Welch, Darling, Representatives Grothman,
Gunderson, Kreuser and Black.
Absent: (1) Representative Seratti.

Moved by Senator Robson, seconded by Representative Grothman,
that pursuant to section 227.24(2)(a), Wisconsin State Statutes, the
Joint Committee for Review of Administrative Rules extend the
effective period of Emergency Rule COMM 46 by 60 days at the
request of the Department of Commerce..

Ayes: (9) Senators Robson, Grobschmidt, Shibilski,
Welch, Darling, Representatives Grothman,
Gunderson, Kreuser and Black.
Noes: (0) None.
Absent: (1) Representative Seratti.

MOTION PASSED, Ayes 9, Noes 0, Absent 1



David A. Austin
Committee Clerk

Emergency Rule COMM 46

Relating to the PECFA Program.

August 23, 2000

PUBLIC HEARING

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

Absent: (2) Representatives Seratti and Black

Appearances for the Rules

- Bill Morrissey, Commerce
- Jay Hochmuth

Appearances Against the Rules

- None

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- None

August 23, 2000

EXECUTIVE SESSION

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

Absent: (2) Representatives Seratti and Black

Moved by Representative Grothman, seconded by Senator Welch that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Comm 46 by 60 days, at the request of the Departments of Commerce and Natural Resources.

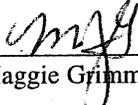
Ayes: (8) Representatives Grothman, Gunderson, and Kreuser ; Senators Robson, Grobschmidt, Shibilski, Schultz and Welch.

Noes: (0)

Absent: (2) Representatives Seratti and Black

Motion Carried: Extension Granted.

8 Ayes, 0 Noes, 2 Absent.


Maggie Grimm, Committee Clerk

Emergency Rule COMM 46/ NR 746

Relating to the PECFA Program.

October 11, 2000

PUBLIC HEARING

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

Absent: (2) Senator Shibilski; Representative Seratti

Appearances for the Rules

- Jay Hochmuth, DNR
- John Alberts, Commerce

Appearances Against the Rules

- None

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- None

October 11, 2000

EXECUTIVE SESSION

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

Absent: (2) Senator Shibilski; Representative Seratti

Moved by Senator Grothman, seconded by Senator Welch that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DNR 746/Comm 46 by 60 days, at the request of the Departments of Commerce and Natural Resources.

Ayes: (9) Representatives Grothman, Gunderson, Black and Kreuser ; Senators Robson, Grobschmidt, Shibilski*, Schultz and Welch.

Noes: (0)

Absent: (2) Senator Shibilski, Representative Seratti

Motion Carried: Extension Granted.

9 Ayes, 2 Absent.

*voted by paper ballot

Maggie Grimm, Committee Clerk

Emergency Rule Comm 47.53

Relating to appeals of decision issued under the PECFA program. Submitted by the Department of Commerce.

June 21, 2000

PUBLIC HEARING

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Shibilski, Welch, and Schultz.

Absent: (0)

Appearances for the Rules

■ John Alberts, Commerce

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ None

June 21, 2000

EXECUTIVE SESSION

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Welch and Schultz.

Absent: (0)

Moved by Representative Grothman, seconded by Senator Welch that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Comm 47.53 by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Schultz and Welch.

Noes: (0)

Absent: (0)

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

August 23, 2000

PUBLIC HEARING

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

Absent: (2) Representatives Seratti and Black

Appearances for the Rules

■ Bill Morrissey, Commerce

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ None

August 23, 2000

EXECUTIVE SESSION

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

Absent: (2) Representatives Seratti and Black

Moved by Representative Grothman, seconded by Senator Welch that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Comm 47.53 by 30 days, at the request of the Department of Commerce.

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

Noes: (0)

Absent: (2) Representatives Seratti and Black

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



Maggie Grimm, Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule Comm 111

Relating to: Certified Capital Companies. Extension of this emergency rule for an unspecified number of days at the request of the Department of Commerce.

November 18, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.
Absent: (5) Senators Shibilski, Welch, Darling,
Representatives Seratti and Kreuser.

Appearances for

- Phil Albert, Department of Commerce

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

November 18, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Robson, Grobschmidt,
Representatives Grothman, Gunderson and
Black.
Absent: (5) Senators Shibilski*, Welch, Darling,
Representatives Seratti and Kreuser.

* Participating via telephone.

Moved by Senator Robson, seconded by Senator Grobschmidt, that pursuant to §227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of Emergency

Rule Comm 111 by 42 days, at the request of the Department of Commerce.

Ayes: (6) Senators Robson, Grobschmidt, Shibilski*, Darling#, Representatives Gunderson and Black.

Noes: (1) Representative Grothman.

Absent: (3) Senator Welch, Representatives Seratti and Kreuser.

* Participating and polled via telephone.

Polled via paper ballot.



David A. Austin
Committee Clerk

Emergency Rule COMM 112

**Relating to the Wisconsin Development Zone Program.
Submitted by the Department of Commerce.**

June 24, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson,
Seratti, Kreuser, Black; Senators Robson,
Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

- Bill Wheeler, Department of Commerce
- Richard Meyer, Department of Commerce

Appearances Against the Rules

- None

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- None

Registrations for Information Only

- None

June 24, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (9) Representatives Grothman, Gunderson,
Seratti, Kreuser and Black; Senators Robson,
Grobschmidt, Shibilski-, Darling, and
Welch.

Absent: (1)

Moved by Senator Robson, seconded by Representative
Gunderson that, pursuant to s. 227.24(2)(a), Stats., the Joint
Committee for Review of Administrative Rules extend the
effective date of COMM 112 by 60 days, at the request of the
Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson,
Seratti, Kreuser and Black; Senators Robson,
Grobschmidt, Shibilski-, Darling, and
Welch.

Noes: (0)

Motion Carried: Extension Granted.
10 Ayes, 0 Noes ~voted with majority



Maggie Grimm, Committee Clerk

Emergency Rule COMM 113

Relating to the annual allocation of volume cap on tax-exempt private activity bonds. Submitted by the Department of Commerce.

June 24, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

- Bill Wheeler, Department of Commerce
- Richard Meyer, Department of Commerce

Appearances Against the Rules

- None

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- None

Registrations for Information Only

- None

June 24, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Darling, and Welch.

Absent: (1) Senator Shibilski

Moved by Senator Robson, seconded by Representative Gunderson that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of COMM 113 by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Darling, and Welch.

Noes: (0)

Motion Carried: Extension Granted.
10 Ayes, 0 Noes

Moved by Senator Robson and seconded by Representative Seratti that, 1. The Joint Committee for Review of Administrative Rules requests, under s. 227.26, stats., the Department of Commerce to define, in rule form, the term "severe economic distress" as contained in proposed s. Comm 113.041. 2. JCRAR requests, under s. 227.26, stats., the Department of Commerce to include a provision in Comm 113 that directs the department to review whether the allocation of the volume cap under Comm 113 succeeds in creating or retaining jobs and to review the stability and longevity of jobs created or retained. 3. The Department of Commerce submit its proposed definition of "severe economic distress" and its revisions to Comm 113 regarding the job impact of the allocation of the volume cap, to the Joint Committee for Review of Administrative Rules at its August meeting.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski-, Darling, and Welch.

Noes: (0)
~voted with majority

Motion Carried
10 Ayes, 0 Noes



Maggie Grimm, Committee Clerk

Emergency Rule CRVB 1

Relating to: the rights of crime victims.

January 20, 2000

PUBLIC HEARING HELD

Present: (8) Senators Robson, Welch, and Darling; Representatives Grothman, Gunderson, Seratti, Kreuser, and Black.
Absent: (2) Senators Grobschmidt and Shibilski.

Appearances for

- Karen Timberlake, Dept. of Justice.

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

January 20, 1999

EXECUTIVE SESSION

Present: (7) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson and Welch.

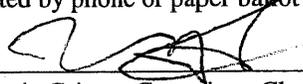
Absent: (3) Senators Grobschmidt, Darling, and Shibilski.

Moved by Representative Grothman, seconded by Representative Gunderson that pursuant to Section 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rules CRVB 1 by 60 days, at the request of the Crime Victims Rights Board recommended, Ayes 10, Noes 0

Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser, and Black; Senators Robson, Grobschmidt*, Shibilski*, Darling* and Welch.

Noes: (0)

*voted by phone or paper ballot


Maggie Grimm, Committee Clerk

Absent: (3) Senator Shibilski, Representatives Seratti and Kreuser.

Moved by Representative Grothman, seconded by Senator Grobschmidt, that **Emergency Rule DFI 2.01** be recommended for Pursuant to §227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DFI 2.01 by 34 days, at the request of the Department of Financial Institutions.

Ayes: (7) Senators Robson, Grobschmidt, Welch, Darling, Representatives Grothman, Gunderson and Black.

Noes: (0) None.

Absent: (3) Senator Shibilski, Representatives Seratti and Kreuser.



Cory H. Mason IV
Committee Clerk

Emergency Rule DFI-Bkg 41

Relating to fees and registrations for mortgage bankers, loan originators and mortgage brokers. Submitted by the Department of Financial Institutions.

April 27, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Welch, Darling

Absent: (1) Senator Shibilski

Appearances for the Rules

- Jim Huff, Department of Financial Institutions
- James E. Hough, WI Mortgage Bankers Assoc.

Appearances Against the Rules

- None

Registrations For the Rules

- None

Registrations Against the Rules

- None

Appearances for Information Only

- None

Registrations for Information Only

- None

April 27, 1999

EXECUTIVE SESSION/POLLING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~, Darling*, and Welch.

Absent: (0) ~voted with majority, *voted by phone

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 date of DFI-Bkg 41 by 60 days, at the request of the Department of Financial Institutions.

Ayes: (7) Representatives Grothman, Gunderson, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~

Noes: (3) Representative Seratti and Senators Darling*, and Welch.

Absent: (0) ~voted with majority, *voted by phone

Motion Carried: Extension Granted.
7 Ayes, 3 Noes, 0 Absent.



Maggie Grimm, Committee Clerk

Emergency Rule DPI 44

Relating to alternative education grants. Submitted by the Department of Public Instruction.

June 21, 2000

PUBLIC HEARING

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser, Black; Senators Robson, Grobschmidt, Shibilski, Welch, and Schultz.

Absent: (0)

Appearances for the Rules

■ Beth Lewis, DPI

Appearances Against the Rules

■ None

Registrations For the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ None

Registrations for Information Only

■ None

June 21, 2000

EXECUTIVE SESSION

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Welch and Schultz.

Absent: (0)

Moved by Representative Grothman, seconded by Senator Shibilski that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of PI 44 by 35 days, at the request of the Department of Public Instruction.

Ayes: (9) Representatives Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski, Schultz and Welch.

Noes: (1) Representative Grothman

Absent: (0)

Motion Carried: Extension Granted.
9 Ayes, 1 No, 0 Absent.


Maggie Grimm, Committee Clerk

Joint
Emergency Rule DOC 328

Record of Committee Proceedings

Relating to the search and seizure of probationers and parolees submitted by the Department of Corrections.

April 27, 1999

PUBLIC HEARING

Present: (9) Representatives Grothman, Gunderson, Seratti, Kreuser, and Black; Senators Robson, Grobschmidt, Welch, and Darling.

Absent: (1) Senator Shibilski

Appearances for the Rules

■ Robert Pultz, Department of Corrections

Appearances Against the Rules

■ None

Registrations for the Rules

■ None

Registrations Against the Rules

■ None

Appearances for Information Only

■ None

EXECUTIVE SESSION/POLLING HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~, Darling*, and Welch.

Absent: (0) ~voted with majority, *voted by phone

Moved by Senator Grothman, seconded by Senator Robson that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 328 by 60 days, at the request of the Department of Corrections.

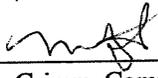
Ayes: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and Black; Senators Robson, Grobschmidt, Shibilski~, Darling*, and Welch.

Noes: (0)

Absent: (0) ~voted with majority, *voted by phone

Motion Carried: Extension Granted.

10 Ayes, 0 Noes, 0 Absent.


Maggie Grimm, Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Emergency Rule DOC 330

pharmacological treatment of probationers and parolees. Extension of the effective period of this emergency rule by 60 days, at the request of the Department of Corrections. First Consideration.

May 27, 1999

PUBLIC HEARING HELD

Present: (10) Senators Robson, Grobschmidt, Shibilski, Welch, Darling, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

Absent: (0) None.

Appearances for

- Robert Pultz, DOC
- Tony Streveler, DOC

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

May 27, 1999

EXECUTIVE SESSION

Present: (9) Senators Robson, Grobschmidt, Welch, Darling, Representatives Grothman, Gunderson, Seratti, Kreuser and Black.

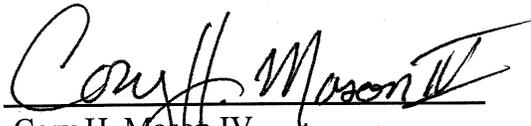
Absent: (1) Senator Shibilski.

Moved by Senator Robson, seconded by Representative Grothman, that pursuant to section 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 330 by 60 days.

Ayes: (10) Senators Robson, Grobschmidt, Shibilski*,
Welch, Darling, Representatives Grothman,
Gunderson, Seratti, Kreuser and Black.

Noes: (0) None.

Absent: (0) None. *Roll held open; voted by phone.



Cory H. Mason IV
Committee Clerk