

Senate

Record of Committee Proceedings

**Committee on Labor**

**FOX, PETER**, of Madison, as Secretary of the Department of Employment Relations, to serve for the term ending at the pleasure of the Governor.

January 13, 1999 referred to committee on Labor

February 9, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Peter Fox, representing himself

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- Nora K. Weber, representing the Governor's Office

Registrations against

- None

February 9, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.


Moved by Senator Zien, seconded by Senator Breske, that **Fox, Peter** be recommended for confirmation.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz, Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**LAVIGNA, ROBERT J.**, of Madison, as the Administrator of the Division of Merit Recruitment and Selection, to serve for the term ending March 26, 2004.

May 26, 1999

**PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Robert J. Lavigna, Madison, Wisconsin, for himself

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- David J. Ackley, Madison, WI, for Governor's Office
- Nora K. Weber, madison, WI, for Governor's Office

Registrations against

- None.

May 26, 1999

**EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

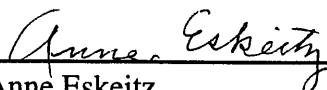
Moved by Senator Zien, seconded by Senator Breske, that **Lavigna, Robert J.** be recommended for confirmation.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

Senate

Record of Committee Proceedings

**Committee on Labor**

**MAIN, EDWARD D.**, of Madison, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2004.

February 23, 2000 Referred to committee on Labor

March 16, 2000 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Edward D. Main, Madison, WI, for himself

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- Nora K. Weber, Madison, WI, for Governor's Office
- David J. Ackley, Madison, WI, for Governor's Office

Registrations against

- None

March 16, 2000 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

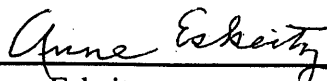
Moved by Senator Zien, seconded by Senator Farrow, that **Main, Edward D.** be recommended for confirmation.

Ayes: (4) Senators Baumgart, Breske, Zien and Farrow.

Noes: (1) Senator Decker.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 4, Noes 1, Absent 0

  
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Anne Eskeitz  
Committee Clerk

Senate

Record of Committee Proceedings

**Committee on Labor**

**MCCALLUM, LAURIE R.**, of Madison, as a member of the Personnel Commission, to serve for the term ending March 1, 2004.

May 26, 1999

**PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Laurie R. McCallum, Madison, WI, for herself

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- David J. Ackley, Madison, WI, for Governor's Office
- Nora K. Weber, Madison, WI, for Governor's Office

Registrations against

- None.

May 26, 1999

**EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Moved by Senator Breske, seconded by Senator Zien, that **McCallum, Laurie R.** be recommended for confirmation.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz

Committee Clerk

## Senate

### Record of Committee Proceedings

#### Committee on Labor

**SHAIN, MARK E.** of Greenwood, as a member of the Auctioneer Board, to serve for the term ending May 1, 2003.

February 16, 1999      Referred to committee on Labor

March 16, 1999      **PUBLIC HEARING HELD**

Present:    (5)      Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent:    (0)      None.

Appearances for

- Mark E. Shain, representing himself

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- David J. Ackley, representing Governor's Office
- Representative Scott Suder, Abbotsford, WI, representing his office

Registrations against

- None

March 16, 1999      **EXECUTIVE SESSION**

Present:    (5)      Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent:    (0)      None.

Moved by Senator Farrow, seconded by Senator Zien, that **Shain, Mark E.** be recommended for confirmation.

Ayes:    (5)      Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes:    (0)      None.

Absent: (0)      None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz, Committee Clerk



## Senate

### Record of Committee Proceedings

#### Committee on Labor

**STEWART, DR. LINDA**, of Milwaukee, as Secretary of the Department of Workforce Development, to serve for the term ending at the pleasure of the Governor.

January 13, 1999 referred to committee on Labor

February 9, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Dr. Linda Stewart, representing herself

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- Nora K. Weber, representing Governor's Office

Registrations against

- None

February 9, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.


Moved by Senator Breske, seconded by Senator Farrow, that **Stewart, Dr. Linda** be recommended for confirmation.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
Anne Eskeitz, Committee Clerk

## Senate

### Record of Committee Proceedings

#### Committee on Labor

**VAN BOGAERT, CYNTHIA A.**, of Brooklyn, as a member of the Employee Trust Funds Board, to serve for the term ending May 1, 2001.

January 6, 1999 Referred to committee on Labor

February 9, 1999 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Appearances for

- Cynthia A. Van Bogaert, representing herself

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- Nora K. Weber, representing Governor's Office

Registrations against

- None

February 9, 1999 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

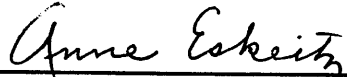
Moved by Senator Farrow, seconded by Senator Zien, that **Van Bogaert, Cynthia A.** be recommended for confirmation.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONFIRMATION RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
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Anne Eskeitz, Committee Clerk



**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

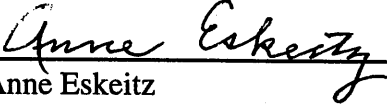
**Clearinghouse Rule 95-179**

Relating to fees for complaints, grievance arbitration, mediation, fact-finding, interest arbitration and transcripts.

Submitted by the Wisconsin Employment Relations Commission.

June 17, 1999            Referred to committee on Labor.

July 16, 1999            **NO ACTION TAKEN**

  
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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

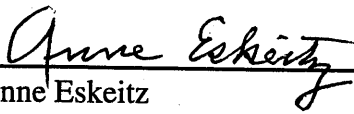
**Committee on Labor**

**Clearinghouse Rule 98-034**

Relating to ability to and availability for work, unemployment insurance (UI) notices and forms, and exceptional circumstances for failing to apply for UI.

Submitted by the Department of Workforce Development.

July 20, 1999	Referred to committee on Labor.
July 29, 1999	MEETING WITH AGENCY REPRESENTATIVE REQUESTED
August 4, 1999	MEETING WITH AGENCY REPRESENTATIVE SCHEDULED FOR August 4, 1999, at 8:00 AM in Room 306 South, State Capitol
August 20, 1999	NO ACTION TAKEN

  
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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**Clearinghouse Rule 98-135**

Relating to the registration and regulation of auctioneers and auction companies.  
Submitted by the Department of Regulation and Licensing.

February 16, 1999      Referred to committee on Labor.

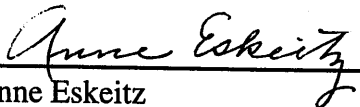
March 16, 1999      MEETING WITH AGENCY REPRESENTATIVE REQUESTED

April 13, 1999      MEETING WITH AGENCY REPRESENTATIVE SCHEDULED  
for April 13, 1999, at 1:30 PM in Room 306 South, State Capitol.

April 13, 1999      MODIFICATIONS REQUESTED

April 14, 1999      MODIFICATIONS RECEIVED FROM AGENCY

April 27, 1999      NO ACTION TAKEN

  
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Anne Eskeitz  
Committee Clerk



**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

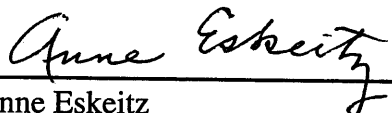
**Clearinghouse Rule 99-006**

Relating to the annual adjustment of the minimum estimated project costs for the application of the requirement to obtain a determination of prevailing wage rates for workers employed on state or local public works projects.

Submitted by the Department of Workforce Development.

March 10, 1999      Referred to committee on Labor.

April 15, 1999      No action taken

  
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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

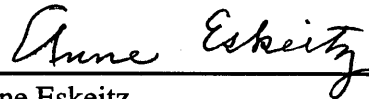
**Committee on Labor**

**Clearinghouse Rule 99-036**

Relating to education, pre-license and continuing education programs and courses.  
Submitted by the Department of Regulation and Licensing.

May 5, 1999            Referred to committee on Labor.

June 3, 1999            **NO ACTION TAKEN**



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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

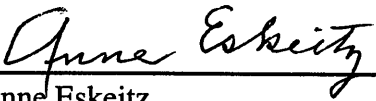
**Committee on Labor**

**Clearinghouse Rule 99-052**

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

May 11, 1999            Referred to committee on Labor.

June 3, 1999            **NO ACTION TAKEN**

  
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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

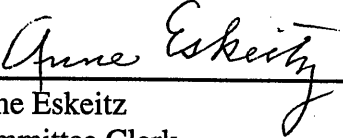
**Clearinghouse Rule 99-104**

Relating to school district professional employe collective bargaining agreements and the calculation of a qualified economic offer.

Submitted by the Wisconsin Employment Relations Commission.

October 5, 1999      Referred to committee on Labor.

November 5, 1999      **NO ACTION TAKEN**

  
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Anne Eskeitz  
Committee Clerk



**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

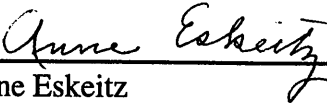
**Clearinghouse Rule 99-110**

Relating to reinstatement eligibility and restoration of sick leave for state employes, other related time periods for state personnel transactions, and minor and technical rule changes.

Submitted by the Department of Employment Relations.

September 7, 1999      Referred to committee on Labor.

October 7, 1999      **NO ACTION TAKEN**

  
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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

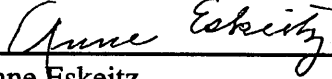
**Clearinghouse Rule 99-111**

Relating to reinstatement eligibility and employment register expiration for state employment and minor and technical rule changes.

Submitted by the Department of Employment Relations.

September 7, 1999      Referred to committee on Labor.

October 7, 1999      **NO ACTION TAKEN**

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

## Senate

### Record of Committee Proceedings

#### Committee on Labor

##### Clearinghouse Rule 99-139

Relating to public employe safety and health.  
Submitted by the Department of Commerce.

December 22, 1999 Referred to committee on Labor.

January 18, 2000 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.  
Absent: (0) None.

##### Appearances for

- Chris Spooner, Madison, WI, for Department of Commerce
- Mike Corry, Madison, WI, for Department of Commerce
- Eric Hands, Madison, WI, for Department of Commerce

##### Appearances against

- Ronald Kent, Madison, WI for AFSCME
- Dennis Boyer, Madison, WI, for AFSCME
- Ken Opin, Madison, WI, for WFTT & WEAC

##### Appearances for Information Only

- None

##### Registrations for

- None

##### Registrations against

- Joanne Ricca, Milwaukee, WI, for Wisconsin State AFL-CIO

January 18, 2000 MEETING WITH AGENCY REPRESENTATIVES  
REQUESTED for January 25, 2000, at 9:00 A.M. in  
Room 306 South, State Capitol

January 25, 2000 MEETING WITH AGENCY REPRESENTATIVES HELD on  
January 25, 2000, at 9:00 A.M. in Room 306 South, State Capitol.

January 27, 2000 MODIFICATIONS REQUESTED

January 27, 2000

**MODIFICATIONS REFUSED**

January 27, 2000

**EXECUTIVE SESSION (Polling)**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Moved by Senator Baumgart, Chair:

THAT, pursuant to s. 227.19(4)(b) 2., Stats., the Senate Labor Committee requests modifications to Clearinghouse Rule 99-139, because certain public employe health and safety standards, specifically those cited in ss. ILHR 32.17 and Table 32.50-3, effective September 1, 1995, as originally set forth in ch. ILHR 32, Wis. Adm. Code, have not been incorporated in present ch. Comm 32, Wis. Adm. Code; and

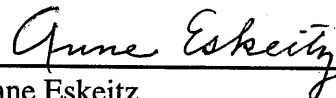
THAT, if the Department of Commerce, on or before February 2, 2000, does not agree to incorporate the above-cited standards into present ch. Comm 32, Clearinghouse Rule 99-139 is objected to in its entirety pursuant to s. 227.19(4)(d) 6., Stats.

Ayes: (3) Senators Baumgart, Decker and Breske.

Noes: (2) Senators Zien and Farrow.

Absent: (0) None.

**OBJECTION RECOMMENDED, Ayes 3, Noes 2, Absent 0**



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Anne Eskeitz  
Committee Clerk

## Record of Committee Proceedings

### Joint Committee for Review of Administrative Rules

#### Clearinghouse Rule 99-139

Relating to public employe safety and health.  
Submitted by the Department of Commerce.

February 3, 2000 Referred to Joint Committee for Review of Administrative Rules.

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

- Mike Corry, Dept. of Commerce
- Eric Hands, Dept. of Commerce

#### Appearances against

- Joanne Ricca, Wisconsin State AFL-CIO, 6333 W. Bluemound Rd.,  
Milwaukee, WI 53213
- Ron Kent, AFSCME, 706 Bruce Ct., Madison, WI 53705

#### Appearances for Information Only

- None.

#### Registrations for

- None.

#### Registrations against

- Ken Opin, WI Federation of Teachers and WI Education Action  
Council

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 Welch, seconded by Senator Robson, that pursuant to section 227.19(5)(b)2, *Wisconsin State Statutes*, the Joint Committee for Review of Administrative Rules requests modifications to Clearinghouse Rule 99-139 (Comm 32), relating to public employe safety and health.

That if the Department does not notify the committee by 5:00 p.m., Monday, February 28, 2000 that it is willing to make modifications, then pursuant to section 227.19(5)(d), *Wisconsin State Statutes*, and for the reason set forth in section 227.19(4)(d)6, *Wisconsin State Statutes*, the committee concurs in the objection of the Senate Committee on Labor to Clearinghouse Rule 99-139.

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

Noes: (0) None.

Absent: (1) Representative Seratti.

MODIFICATIONS REQUESTED, Ayes 9, Noes 0, Absent 1

February 24, 2000

**MODIFICATIONS REQUESTED**

February 28, 2000

**MODIFICATIONS RECEIVED**

March 7, 2000

**EXECUTIVE SESSION**

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

Absent: (0) None.

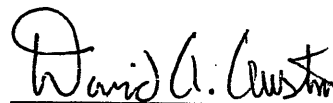
Moved by Representative Grothman, seconded by Senator Grobschmidt, that pursuant to section 227.19(5)(d), *Wisconsin State Statutes*, and because of the modifications agreed to by the Department of Commerce in its February 28, 2000 letter to the committee's co-chairs, the Joint Committee for Review of Administrative Rules DOES NOT concur in the objection of the Senate Committee.

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

Noes: (0) None.

Absent: (0) None.

NONCONCURRENCE IN OBJECTION, Ayes 10, Noes 0, Absent 0



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David A. Austin  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

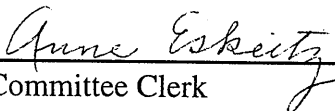
**Clearinghouse Rule 99-156**

Relating to due dates for ETF programs.

Submitted by the Department of Employee Trust Funds.

April 25, 2000            Referred to Committee on Labor.

May 25, 2000            **NO ACTION TAKEN**

  
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Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**Clearinghouse Rule 99-163**

Relating to a limited waiver of the work search requirement, ability to work and availability for work and various minor changes relating to unemployment insurance.

Submitted by the Department of Workforce Development.

June 28, 2000	Referred to Committee on Labor.
July 20, 2000	Germane Modification received from Department of Workforce Development
July 28, 2000	No Action Taken

  
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Committee Clerk



Senate

Record of Committee Proceedings

**Committee on Labor**

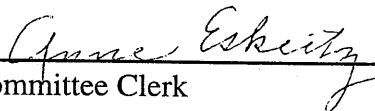
**Clearinghouse Rule 99-164**

Relating to prevailing wage rates.

Submitted by the Department of Workforce Development.

April 20, 2000            Referred to Committee on Labor.

May 20, 2000            **NO ACTION TAKEN**

  
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Committee Clerk

Senate

Record of Committee Proceedings

**Committee on Labor**

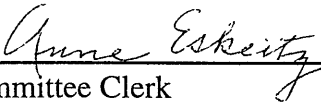
**Clearinghouse Rule 99-167**

Relating to release of examination information and removal of names from employment registers.

Submitted by the Department of Employment Relations.

April 11, 2000          Referred to Committee on Labor.

May 11, 2000          **NO ACTION TAKEN**

  
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Committee Clerk

## Senate

### Record of Committee Proceedings

#### **Committee on Labor**

##### **Clearinghouse Rule 00-011**

Relating to distribution to annuitants of the total amount distributed from the transaction amortization account to the annuity reserve under the nonstatutory provisions of 1999 Wisconsin Act 11.

Submitted by the Department of Employee Trust Funds.

March 21, 2000      Referred to Committee on Labor.

April 18, 2000      **PUBLIC HEARING HELD**

Present:    (5)    Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent:    (0)    None.

##### Appearances for

- Pam Henning, Madison, WI, for Department of Employee Trust Funds
- Shelly Schueller, Madison, WI, for Department of Employee Trust Funds
- Linda Owen, Madison, WI, for Department of Employee Trust Funds

##### Appearances against

- None

##### Appearances for Information Only

- David Austin, Madison, for Senator Judy Robson

##### Registrations for

- None

##### Registrations against

- None

April 18, 2000      **EXECUTIVE SESSION**

Present:    (5)    Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent:    (0)    None.

Moved by Senator Breske, seconded by Senator Zien, that **Clearinghouse Rule 00-011** be recommended for THAT the

Senate Labor Committee requests the Department of Employee Trust Funds to delay the submission of CR 00-011 to the Revisor of Statutes for publication until the Wisconsin Supreme Court has ruled on the validity of 1999 Wisconsin Act 11; and THAT, if the Department, on or before May 9, 2000, does not provide the Committee with a written assurance that it will submit Clearinghouse Rule 00-011 to the Revisor for publication after the Court has ruled on the validity of Act 11, the rulemaking orders are objected to in their entirety pursuant to s. 227.19 (4) (d) 1, Stats..

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

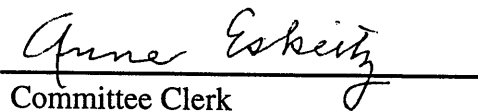
THAT THE SENATE LABOR COMMITTEE REQUESTS THE DEPARTMENT OF EMPLOYEE TRUST FUNDS TO DELAY THE SUBMISSION OF CR 00-011 TO THE REVISOR OF STATUTES FOR PUBLICATION UNTIL THE WISCONSIN SUPREME COURT HAS RULED ON THE VALIDITY OF 1999 WISCONSIN ACT 11; AND THAT, IF THE DEPARTMENT, ON OR BEFORE MAY 9, 2000, DOES NOT PROVIDE THE COMMITTEE WITH A WRITTEN ASSURANCE THAT IT WILL SUBMIT CLEARINGHOUSE RULE 00-011 TO THE REVISOR FOR PUBLICATION AFTER THE COURT HAS RULED ON THE VALIDITY OF ACT 11, THE RULEMAKING ORDERS ARE OBJECTED TO IN THEIR ENTIRETY PURSUANT TO S. 227.19 (4) (D) 1, STATS. RECOMMENDED, Ayes 5, Noes 0, Absent 0

April 27, 2000

Written Assurance received from  
Department of Employee Trust Funds

May 15, 2000

NO ACTION TAKEN

  
Committee Clerk



Revisor of Statutes for publication until the Wisconsin Supreme Court has ruled on the validity of 1999 Wisconsin Act 11; and THAT, if the Department, on or before May 9, 2000, does not provide the Committee with a written assurance that it will submit CR 00-21 to the Revisor for publication after the Court has ruled on the validity of Act 11, the rulemaking orders are objected to in their entirety pursuant to s. 227.19 (4) (d) 1, Stats..

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

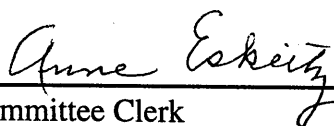
THAT THE SENATE LABOR COMMITTEE REQUESTS THE DEPARTMENT OF EMPLOYE TRUST FUNDS TO DELAY THE SUBMISSION OF CLEARINGHOUSE RULE 00-021 TO THE REVISOR OF STATUTES FOR PUBLICATION UNTIL THE WISCONSIN SUPREME COURT HAS RULED ON THE VALIDITY OF 1999 WISCONSIN ACT 11; AND THAT, IF THE DEPARTMENT, ON OR BEFORE MAY 9, 2000, DOES NOT PROVIDE THE COMMITTEE WITH A WRITTEN ASSURANCE THAT IT WILL SUBMIT CR 00-21 TO THE REVISOR FOR PUBLICATION AFTER THE COURT HAS RULED ON THE VALIDITY OF ACT 11, THE RULEMAKING ORDERS ARE OBJECTED TO IN THEIR ENTIRETY PURSUANT TO S. 227.19 (4) (D) 1, STATS. RECOMMENDED, Ayes 5, Noes 0, Absent 0

April 27, 2000

Written Assurance received from  
Department of Employee Trust Funds

May 15, 2000

**NO ACTION TAKEN**

  
\_\_\_\_\_  
Committee Clerk

## Senate

### Record of Committee Proceedings

#### Committee on Labor

##### Clearinghouse Rule 00-022

Relating to the department's interpretation of what Wisconsin Retirement System creditable service is considered to be performed before January 1, 2000 versus considered to be performed on or after that date under 1999 Wisconsin Act 11.

Submitted by the Department of Employee Trust Funds.

March 21, 2000 Referred to Committee on Labor.

April 18, 2000 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

##### Appearances for

- Pam Henning, Madison, WI, for Department of Employee Trust Funds
- Shelly Schueller, Madison, WI, for Department of Employee Trust Funds
- Linda Owen, Madison, WI, for Department of Employee Trust Funds

##### Appearances against

- None

##### Appearances for Information Only

- David Austin, Madison, for Senator Judy Robson

##### Registrations for

- None

##### Registrations against

- None

April 18, 2000 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent: (0) None.

Moved by Senator Breske, seconded by Senator Zien, that **Clearinghouse Rule 00-022** be recommended for THAT the

Senate Labor Committee requests the Department of Employee Trust Funds to delay the submission of Clearinghouse Rule 00-022 to the Revisor of Statutes for publication until the Wisconsin Supreme Court has ruled on the validity of 1999 Wisconsin Act 11; and THAT, if the Department, on or before May 9, 2000, does not provide the Committee with a written assurance that it will submit CR 00-022 to the Revisior for publication after the Court has ruled on the validity of Act 11, the rulemaking orders are objected to in their entirety pursuant to s. 227.19 (4) (d) 1, Stats..

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

THAT THE SENATE LABOR COMMITTEE REQUESTS THE DEPARTMENT OF EMPLOYEE TRUST FUNDS TO DELAY THE SUBMISSION OF CLEARINGHOUSE RULE 00-022 TO THE REVISOR OF STATUTES FOR PUBLICATION UNTIL THE WISCONSIN SUPREME COURT HAS RULED ON THE VALIDITY OF 1999 WISCONSIN ACT 11; AND THAT, IF THE DEPARTMENT, ON OR BEFORE MAY 9, 2000, DOES NOT PROVIDE THE COMMITTEE WITH A WRITTEN ASSURANCE THAT IT WILL SUBMIT CR 00-022 TO THE REVIISOR FOR PUBLICATION AFTER THE COURT HAS RULED ON THE VALIDITY OF ACT 11, THE RULEMAKING ORDERS ARE OBJECTED TO IN THEIR ENTIRETY PURSUANT TO S. 227.19 (4) (D) 1, STATS. RECOMMENDED, Ayes 5, Noes 0, Absent 0

April 27, 2000

Written Assurance received from  
Department of Employee Trust Funds

May 15, 2000

**NO ACTION TAKEN**

  
\_\_\_\_\_  
Committee Clerk



**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

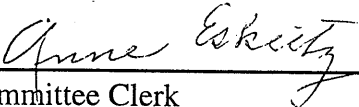
**Clearinghouse Rule 00-024**

Relating to the annual adjustment of thresholds for application of the prevailing wage rates for state or local public works projects.

Submitted by the Department of Workforce Development.

April 20, 2000            Referred to Committee on Labor.

May 20, 2000            **NO ACTION TAKEN**

  
\_\_\_\_\_  
Committee Clerk

**Senate**

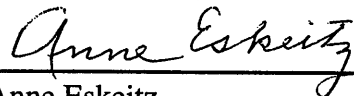
**Record of Committee Proceedings**

**Committee on Labor**

**Clearinghouse Rule 00-046**

Relating to student worklike activities that do not constitute employment.  
Submitted by the Department of Workforce Development.

June 28, 2000	Referred to Committee on Labor.
July 25, 2000	Meeting with Agency Representative Requested.
August 3, 2000	Meeting with Agency Representative Scheduled for August 8, 2000, at 9:30 AM in Room 330 Southwest State Capitol
August 10, 2000	Germane Modification received from Department of Workforce Development
August 25, 2000	No Action Taken



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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

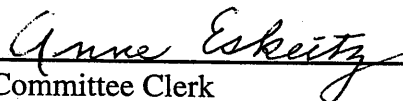
**Committee on Labor**

**Clearinghouse Rule 00-116**

Relating to election procedures for the employe trust funds board.  
Submitted by the Department of Employee Trust Funds.

October 4, 2000      Referred to Committee on Labor.

November 3, 2000    No Action Taken

  
\_\_\_\_\_  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**LRB-2632/1**

Relating to: advertisements of auctions conducted by registered Wisconsin auctioneers and granting rule-making authority.

August 19, 1999

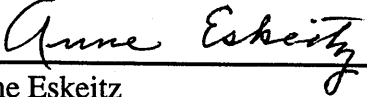
**EXECUTIVE SESSION**

Present: (4) Senators Baumgart, Decker, Breske and Zien.  
Absent: (1) Senator Farrow.

Moved by Senator Zien, seconded by Senator Breske, that LRB-2632/1 be recommended for introduction by the Senate Labor Committee at the request of Marlene A. Cummings, Secretary, Department of Regulation & Licensing.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow (Polling).  
Noes: (0) None  
Absent: (0) None.

INTRODUCTION RECOMMENDED Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

## Assembly

### Record of Committee Proceedings

#### **Committee on Urban and Local Affairs**

##### **Assembly Bill 187**

Relating to: establishing a service award program for volunteer fire fighters and emergency medical technicians, creating a volunteer fire fighter and emergency medical technician service award board, requiring the exercise of rule-making authority and making appropriations.

By Representatives Powers, Musser, Klusman, Gunderson, Gronemus, Kreibich, Duff, Huebsch, Handrick, Sykora, Porter, Schneider, Freese, Sherman, Miller, Hasenohrl, Ainsworth, Brandemuehl, Suder, Spillner, Owens, Ryba, Lassa, Johnsrud, Seratti, Boyle, Kestell, Hoven, Hebl, Nass, Albers, Petrowski, Ott, Olsen, Reynolds, Hutchison, Skindrud, Hahn, Rhoades, Hundertmark and Pettis; cosponsored by Senators Zien, Shibilski, Welch, Breske, Fitzgerald, Schultz, Drzewiecki, Rude, Moen, Darling, A. Lasee, Wirch, Roessler, Panzer, Baumgart, Lazich and Farrow.

March 8, 1999

Referred to committee on Urban and Local Affairs.

April 20, 1999

#### **PUBLIC HEARING HELD**

Present: (9) Representatives Gunderson, Brandemuehl, Kedzie, Stone, Musser, Colon, Berceau, Carpenter and Williams.

Absent: (0) None.

#### Appearances for

- Donald Cox, Wisconsin State Fire Chiefs Association
- Keith Tueit, City of Ashland
- Jim Stormen, Wisconsin State Firefighters Association
- Walt Hovey, Wisconsin Fire Chiefs Association
- Ron Brown, Wisconsin State Fire Chiefs Association
- Representative Rick Skindrud, 79th Assembly District
- Bob Seitz, Senator Dave Zien
- Representative Mike Powers, 80th Assembly District, author

#### Appearances against

- Jeffrey Diehl, The Insurance Agents Coalition & The Advisory Group

#### Appearances for Information Only

- David Stella, Department of Employee Trust Funds

#### Registrations for

- Stuart Buchholtz, Town of Waukesha Fire Department
- Richard Fisher, Waukesha
- Marc Eernisse, Wisconsin State Fire Chiefs
- Todd Blaser, Wisconsin State Firefighters
- Keith Franz, Cedar Lake Fire Department

- James Pugh, Baraboo Fire Department
- Curtis Ray, Portage
- Dallas Milliard, Wisconsin State Firefighters Association
- Lewis Schliem, Brodhead Fire Department
- Joe Radomski, Plover
- Gerald Kruser, Jamestown Fire Department
- Ray Crippes, Jamestown Fire Department
- Paul Schroeder, Jamestown Fire Department
- Terry Bode, Jamestown Fire Department
- Bill Ruchti, Brodhead Fire Department
- Ron Rebatzke, New Berlin Fire Department
- Larry Plumen, Wisconsin State Firefighters President
- Philip Mortensen, Brooklyn Fire and EMS District
- Chief Randall Sellnow, Oregon Fire/EMS District
- Steven Krause, Wisconsin State Firefighters Association
- Jeffrey Mursaw, Village of Crivitz President
- Senator Gary Drzewiecki, 30th Senate District
- Senator Alberta Darling, 8th Senate District
- Pete Christianson, Wisconsin State Firefighters Association
- Senator Dave Zien, 23rd Senate District
- Tom Harnisch, Wisconsin Towns Association
- Senator Rod Moen, 31st Senate District
- Nels Peterson, Pulaski
- John Cahill, Jefferson County Firefighters Association
- Karl Knoener, Plymouth
- Frank Wichlacz, Pulaski Tri-County Fire Department
- Leo Van Liesbout, Green Bay
- Representative Scott Suder, 69th Assembly District
- Don Hunjadi, Wisconsin EMS Association
- Bob Sietz, Monticello
- Joe Strohl, Professional Firefighters Association
- Thomas Casey, Monroe
- David Splinter, Dickeyville-Paris Volunteer Fire Department
- Senator Mary Panzer, 20th Senate District
- Jeff Amo, Black River Falls Fire Department Chief

Registrations against

- None.

February 22, 2000

**EXECUTIVE SESSION**

Present: (8) Representatives Gunderson, Brandemuehl, Kedzie, Stone, Musser, Colon, Berceau and Williams.

Absent: (1) Representative Carpenter.

Moved by Representative Musser, seconded by Representative Brandemuehl, that **Assembly Substitute Amendment 1 to 1999 Assembly Bill 187** be recommended for adoption.

Ayes: (6) Representatives Gunderson, Brandemuehl,  
Kedzie, Stone, Musser and Berceau.  
Noes: (2) Representatives Colon and Williams.  
Absent: (1) Representative Carpenter.

ADOPTION RECOMMENDED, Ayes 6, Noes 2, Absent 1

Moved by Representative Musser, seconded by Representative  
Brandemuehl, that **Assembly Bill 187** be recommended for  
passage as amended.

Ayes: (4) Representatives Gunderson, Brandemuehl,  
Kedzie and Musser.  
Noes: (4) Representatives Stone, Colon, Berceau and  
Williams.  
Absent: (1) Representative Carpenter.

PASSAGE AS AMENDED RECOMMENDED, Ayes 4, Noes 4,  
Absent 1

Michael Bruhn  
Committee Clerk

## Senate

### Record of Committee Proceedings

#### **Committee on Labor**

##### **Assembly Bill 187**

Relating to: establishing a service award program for volunteer fire fighters and emergency medical technicians, creating a volunteer fire fighter and emergency medical technician service award board, requiring the exercise of rule-making authority and making appropriations.

By Representatives Powers, Musser, Klusman, Gunderson, Gronemus, Kreibich, Duff, Huebsch, Handrick, Sykora, Porter, Schneider, Freese, Sherman, Miller, Hasenohrl, Ainsworth, Brandemuehl, Suder, Spillner, Owens, Ryba, Lassa, Johnsrud, Seratti, Boyle, Kestell, Hoven, Hebl, Nass, Albers, Petrowski, Ott, Olsen, Reynolds, Hutchison, Skindrud, Hahn, Rhoades, Hundertmark and Pettis; cosponsored by Senators Zien, Shibilski, Welch, Breske, Fitzgerald, Schultz, Drzewiecki, Rude, Moen, Darling, A. Lasee, Wirch, Roessler, Panzer, Baumgart, Lazich and Farrow.

March 16, 2000      Referred to committee on Labor.

March 23, 2000      **PUBLIC HEARING HELD**

Present:    (4)      Senators Baumgart, Breske, Zien and Farrow.  
Absent:    (1)      Senator Decker.

##### Appearances for

- Representative Mike Powers, 80th Assembly District, author
- Senator David Zien, for 23rd Senate District
- Pete Christianson, Madison, WI, for Wisconsin State Fire Chiefs Association

##### Appearances against

- None

##### Appearances for Information Only

- None

##### Registrations for

- Mark D. Zeier, Sheboygan, WI, for Professional Fire Fighters of Wisconsin
- Ron Kuehn, Madison, WI, for Independent Insurance Agents , Professional Insurance Agents, & WI Association of Insurance and Financial Advisors



- Jeffrey P. Diehl, Appleton, WI, for WI Association of Insurance & Financial Professionals, and the Advisory Group, Inc.
- David B. Fulmer, Fitchburg, WI, for Fitchburg Fire
- David Bloom, Madison, WI, for WI State Fire Chiefs
- Don Schiesl, Eagle River, WI, for Professional Insurance Agents & WI Association of Insurance & Financial Advisors

Registrations against

- None

March 23, 2000

**EXECUTIVE SESSION**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.


Moved by Senator Breske, seconded by Senator Farrow, that **Assembly Bill 187** be recommended for concurrence.

Ayes: (5) Senators Baumgart, Decker (Polling), Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0



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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**Assembly Bill 400**

Relating to: proof of age of a minor for purposes of the child labor laws and granting rule-making authority.

By Representative Schneider.

March 23, 2000      Referred to committee on Labor.

NO PUBLIC HEARING

March 23, 2000      **EXECUTIVE SESSION (POLLING)**

Present:    (5)    Senators Baumgart, Decker, Breske, Zien and Farrow.

Absent:    (0)    None.

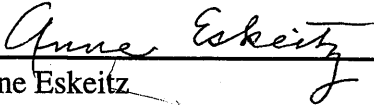
Moved by Senator Baumgart, Chair, that **Assembly Bill 400** be recommended for concurrence.

Ayes:    (5)    Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes:    (0)    None.

Absent: (0)    None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

## Senate

### Record of Committee Proceedings

#### **Committee on Labor**

##### **Assembly Bill 409**

Relating to: the coverage of the prevailing wage and hours of labor law, the definition of prevailing hours of labor, the determination of prevailing wage rates and granting rule-making authority.

By Representatives Vrakas, Turner, Nass, Bock, Owens, Schooff, M. Lehman, Plouff, Musser, Pocan, Gunderson, Berceau, Huebsch and Brandemuehl; cosponsored by Senators Baumgart, Wirch, Grobschmidt and Erpenbach, by request of the Department of Workforce Development

November 9, 1999 Referred to committee on Labor.

October 20, 1999 **PUBLIC HEARING HELD**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

##### Appearances for

- Sheehan Donoghue, Madison, WI, Administrator, Equal Rights Division, Department of Workforce Development
- Jim Boullion, Madison, WI, for Associated Builders & Contractors

##### Appearances against

- None

##### Appearances for Information Only

- None

##### Registrations for

- Phil Neuenfeldt, Milwaukee, WI, for Wisconsin AFL-CIO

##### Registrations against

- None

November 9, 1999 **EXECUTIVE SESSION (POLLING)**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.  
Absent: (0) None

Moved by Senator Baumgart, that **Assembly Bill 409** be recommended for concurrence.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

**CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0**

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Anne Eskeitz  
Committee Clerk

# Senate

## Record of Committee Proceedings

### Committee on Labor

#### Assembly Bill 455

Relating to: establishing a presumption for employment-connected disease for state and county fire fighters.

By Representatives Spillner, Brandemuehl, Freese, Goetsch, Gunderson, Hahn, Handrick, Hasenohrl, Kelso, Ladwig, Lassa, Miller, Musser, Olsen, Schneider, Sykora and Waukau; cosponsored by Senators Plache, Robson, Roessler and Schultz.

March 16, 2000 Referred to committee on Labor.

March 23, 2000 **PUBLIC HEARING HELD**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

#### Appearances for

- Mark D. Zeier, Sheboygan, WI, for Professional Fire Fighters of Wisconsin

#### Appearances against

- None

#### Appearances for Information Only

- None

#### Registrations for

- Senator Kim Plache, for 21st Senate District

#### Registrations against

- None

March 23, 2000 **EXECUTIVE SESSION**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

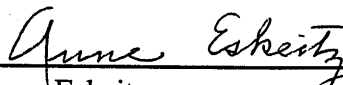
Moved by Senator Breske, seconded by Senator Baumgart, that **Assembly Bill 455** be recommended for concurrence.

Ayes: (5) Senators Baumgart, Decker (Polling), Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

## Senate

### Record of Committee Proceedings

#### Committee on Labor

##### Assembly Bill 547

Relating to: various changes to the worker's compensation law.

By Representatives Vrakas and Turner; cosponsored by Senators Baumgart and Zien.

November 9, 1999 Referred to committee on Labor.

October 20, 1999 **PUBLIC HEARING HELD**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

##### Appearances for

- Judy Norman-Nunnery, Division of Worker's Compensation Administrator and Worker's Compensation Advisory Council (WCAC) Chair, Department of Workforce Development (DWD)
- Dick Bagin, W.C./Medical Services Director for Briggs & Stratton Corporation and WCAC Employer Representative
- Bob Glaser, United Steel Workers of America and WCAC Employer Representative

##### Appearances against

- None

##### Appearances for Information Only

- None

##### Registrations for

- Phil Neuenfeldt, Milwaukee, WI, Secretary-Treasurer, Wisconsin AFL-CIO
- James Buchen, Madison, WI, Vice President of Government Relations, Wisconsin Manufacturers & Commerce
- Bill G. Smith, Madison, WI, State Director, National Federation of Independent Business (Wisconsin)

##### Registrations against

- None

November 9, 1999     **EXECUTIVE SESSION (POLLING)**

Present:     (5)    Senators Baumgart, Decker, Breske, Zien and  
   Farrow.

Absent:      (0)    None

Moved by Senator Baumgart, that **Assembly Bill 547** be recommended for concurrence.

          Ayes:    (5)    Senators Baumgart, Decker, Breske, Zien and  
   Farrow.

          Noes:    (0)    None.

          Absent: (0)    None.

**CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0**

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Anne Eskeitz  
Committee Clerk

**Senate**

**Record of Committee Proceedings**

**Committee on Labor**

**Assembly Bill 640**

Relating to: the location in the statutes of the equal rights programs administered by the department of workforce development and reorganizing certain statutes concerning vocational rehabilitation (suggested as remedial legislation by the department of workforce development).

Law Revision Committee.

March 8, 2000 Referred to committee on Labor.

March 16, 2000 **PUBLIC HEARING HELD**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.  
Absent: (0) None.

Appearances for

- LeAnna Ware, Madison, WI, for Department of Workforce Development, Equal Rights Division
- John Conway, Madison, WI, for Department of Workforce Development, Division of Vocational Rehabilitation

Appearances against

- None

Appearances for Information Only

- None

Registrations for

- None

Registrations against

- None

March 16, 2000 **EXECUTIVE SESSION**

Present: (5) Senators Baumgart, Decker, Breske, Zien and Farrow.  
Absent: (0) None.



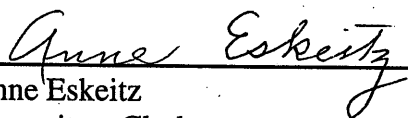
Moved by Senator Zien, seconded by Senator Decker, that  
**Assembly Bill 640** be recommended for concurrence.

Ayes: (5) Senators Baumgart, Decker, Breske, Zien and  
Farrow.

Noes: (0) None.

Absent: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk

# Senate

## Record of Committee Proceedings

### Committee on Labor

#### Assembly Bill 693

Relating to: discrimination on the basis of disability in the licensing of driving school instructors.

By Representatives Handrick, Spillner, Hebl, Kedzie, Klusman, Miller, Pettis, Stone, Suder, Sykora and Young; cosponsored by Senators Panzer and Schultz.

March 14, 2000 Referred to committee on Labor.

March 23, 2000 **PUBLIC HEARING HELD**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

#### Appearances for

- Rep. Joe Handrick, author

#### Appearances against

- None

#### Appearances for Information Only

- None

#### Registrations for

- None

#### Registrations against

- None

March 23, 2000 **EXECUTIVE SESSION**

Present: (4) Senators Baumgart, Breske, Zien and Farrow.  
Absent: (1) Senator Decker.

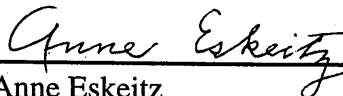
Moved by Senator Farrow, seconded by Senator Breske, that **Assembly Bill 693** be recommended for concurrence.

Ayes: (5) Senators Baumgart, Decker (Polling), Breske, Zien and Farrow.

Noes: (0) None.

Absent: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0, Absent 0

  
\_\_\_\_\_  
Anne Eskeitz  
Committee Clerk