

WISCONSIN STATE
LEGISLATURE
COMMITTEE HEARING
RECORDS

2005-06 (session year)

Joint (Assm., Sen. or Joint)

Committee for
Review of
Administrative
Rules
(JCR-AR)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-Ed_RCP_pt01a
- 05hrAC-Ed_RCP_pt01b
- 05hrAC-Ed_RCP_pt02

➤ Appointments ... Appt

➤ **

➤ Clearinghouse Rules ... CRule

➤ **

➤ Committee Hearings ... CH

➤ **

➤ Committee Reports ... CR

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Hearing Records ... HR

➤ **

➤ Miscellaneous ... Misc

➤ **

➤ Record of Comm. Proceedings ... RCP

➤ **05hr_JCR-AR_RCP_pt01**

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Clearinghouse Rule 02-095

Relating to groundwater quality standards.
Submitted by Department of Natural Resources.

July 27, 2006 Referred to Joint Committee for Review of Administrative Rules.

August 22, 2006 **PUBLIC HEARING HELD**

Present: (9) Senators Grothman, Reynolds, Jauch and Miller; Representatives LeMahieu, Friske, Towns, Schneider and Black.
Absent: (1) Senator Stepp.

Appearances For

- William DeVita , Stevens Point
- Jennifer Giegerich — WISPIRG
- Mike Lemcke — DNR
- Mark Werner — DHFS
- Henry Anderson — DR., DHFS
- Amber Meyer Smith — DNR
- Ron Hermes, Madison — Department of Health & Family Services
- Kathy Pielsticker — DATCP

Appearances Against

- Mike Naig — Crop Life America
- Amy Winters — Crop Life America & Monsanto Company
- Joel Kronenberg — Monsanto Company
- Dave Tierney — Monsanto Company
- Bob Oleson — WI Corn Growers Association
- David Flakne — Syngenta & WI Agribusiness Council
- Scott Gunderson — Rep., WI State Assembly

Appearances for Information Only

- George Kraft , Amhurst
- Jacqueline Patterson — TERA

Registrations For

- Jeff Postle — DATCP

- Anne Sayers, Madison — WI League of Conservation Voters

Registrations Against

- Daniel Stattelmann-Scalan, Madison
- Ron Kuehn — WI Pork Producers Assoc
- Laurie Fischer — Dairy Business Assoc
- Ferrod Havens — WI Agribusiness Council
- Paul Zimmerman — WI Farm Bureau
- John Petty — WI Agri-Service Association
- Nick George — Midwest Food Processors Association

August 22, 2006

EXECUTIVE SESSION HELD

Present: (9) Senators Grothman, Reynolds, Jauch and Miller; Representatives LeMahieu, Friske, Towns, Schneider and Black.

Absent: (1) Senator Stepp.

Moved by Senator Grothman, seconded by Representative LeMahieu that Clearinghouse Rule 02-095 is recommended for:


1. The Joint Committee for Review of Administrative Rules, pursuant to s. 227.19 (5) (b) 2., Stats., requests that the Department of Natural Resources (DNR) modify Clearinghouse Rule 02-095 by eliminating the proposed groundwater quality standard for Alachlor ESA and requests that DNR commence an external, independent, and unbiased scientific peer review of the proposed groundwater standard for Alachlor ESA, if the Monsanto corporation agrees to pay the full cost of the scientific peer review.

2. If DNR does not agree to modify Clearinghouse Rule 02-095, in writing, by 5:00 p.m., September 5, 2006, the Joint Committee for Review of Administrative Rules objects, pursuant to ss. 227.19 (4) (d) 6. and 227.19 (5) (d), Stats., to those parts of Clearinghouse Rule 02-095 relating to Alachlor ethane sulfonic acid (Alachlor ESA).

Ayes: (6) Senators Grothman, Stepp* and Reynolds; Representatives LeMahieu, Friske and Towns.

Noes: (4) Senators Jauch and Miller; Representatives Schneider and Black.

Motion Adopted, Ayes 6, Noes 4
*Voted by Polling



Jeffrey Grothman
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Clearinghouse Rule 05-027

Relating to conversion of federal campaign committee funds.
Submitted by Elections Board.

August 02, 2005 Referred to Joint Committee for Review of Administrative Rules.

September 7, 2005 **PUBLIC HEARING HELD**

Present: (9) Senators Grothman, Reynolds, Jauch and
Miller; Representatives Gottlieb, LeMahieu,
Friske, Schneider and Black.

Absent: (1) Senator Stepp.

Appearances For (in support of committee objection to the rule)

- Representative Steve Freese,
Chairman, Assembly Committee on Campaigns & Elections

Appearances Against

- None.

Appearances for Information Only

- George Dunst, Madison, WI — State Elections Board

Registrations For

- None.

Registrations Against

- None.

September 7, 2005 **EXECUTIVE SESSION HELD**

Present: (9) Senators Grothman, Reynolds, Jauch and
Miller; Representatives Gottlieb, LeMahieu,
Friske, Schneider and Black.

Absent: (1) Senator Stepp.

September 7, 2005 Moved by Senator Grothman, seconded by Representative Friske that the Joint Committee for Review of Administrative Rules, pursuant to s.227.19(4)(d)3. and 6. and (5)(d), Stats., objects to **Clearinghouse Rule 05-027.**

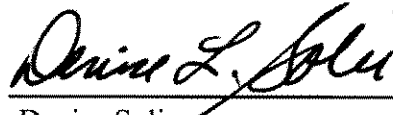
Ayes: (5) Senators Grothman and Stepp*;
Representatives Gottlieb, LeMahieu and Friske.

Noes: (5) Senators Reynolds, Jauch and Miller;
Representatives Schneider and Black.

*Senator Stepp voted by polling

Motion failed 5-5.

CLEARINGHOUSE RULE 05-027 not objected to.



Denise Solie
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Clearinghouse Rule 05-086

Relating to deer hunting season and permit issuance regulation changes.
Submitted by Department of Natural Resources.

February 24, 2006 Referred to Joint Committee for Review of Administrative Rules.

March 22, 2006 Public Hearing for April 18, 2006 is noticed.

April 18, 2006 **PUBLIC HEARING HELD**

Present: (8) Senators Grothman, Stepp, and Jauch,
Representatives LeMahieu, Friske, Towns,
Schneider and Black.

Absent: (2) Senators Reynolds and Miller

Appearances For (against objection of the rule)

- Warren De Smidt, Cedarburg
- Scott Hassett, Secretary, Department of Natural Resources
- Tom Hauge, DNR
- Randy Stark, DNR
- Keith Warnke, DNR
- Steve Oestreicher, Wisconsin Conservation Congress
- Ed Harvery, Waldo, WI Conservation Congress
- Todd Zeuske, Verona, WI Bow Hunters Assoc.
- Mark Toso, Roberts, WI Deer Hunters Assoc.
- Frank Reith, Stanley, Conservation Congress
- Hubert C. Nett, Cedar Grove
- Jerry Aulik, Deerbrook, Conservation Congress
- Mike Spors, Sparta, Whitetails Unlimited
- Fred Hoffman, DeForest
- Mike Brust, Wausau
- George Meyer, Madison, WI Wildlife Federation

Appearances Against (in favor of objection of the rule)

- Representative Scott Gunderson, 83rd Assembly District
- Senator Neil Kedzie, 11th Senate District
- Morris Nelson, Edgerton, AWSC
- Greg Kazmierski, Waukesha, WI Deer Hunters Coalition

Appearances for Information Only

- Dr. Rachel Collin, University of Wisconsin

Registrations For (against objection of rule)

- Thomas Thoresen, Fitchburg, WI League of Cons. Voters
- Jayne Meyer, Madison, WI Conservation Congress
- Marlin Laidlow, Marshfield, WTV, WBBC
- Robert Fredrick, Marshfield
- Jean Feith, Stanley, Conservation Congress
- Mike DeLapp, Madison, WI Bowhunters
- Lyle McCredie, Cottage Grove, WI Bowhunters
- Burt Bushke, Mayville, Wings Over Wisconsin Legislature
- L. Stanley Brysh, Madison,
- Don Hammes, WI Wildlife Federation
- Dick Koerner, Neenah
- Larrie Hazen, Mount Hope, Conservation Congress
- Shirley Allen, Omro
- Wright Allen, Omro, WI Bowhunters
- Al Phelan, Madison
- Dennis Huffman, Neshkoro, WI Deerhunters Inc
- Wally Trudeau, Amery
- Bill Lind, Amery
- Jim Johnson, Jr., Hixton, Conservation Congress
- Daniel Eberhardt, Hixton, Conservation Congress
- Eugene Roark, WI Woodland Owners Assn

Registrations Against (for objection to the rule)

- Dean Bowe, Merrill
- Bill Ffaff, New Libson, AWSC
- Wally Thill, Fredonia, AWSC
- Tom Chivala, AWSC

April 18, 2006

EXECUTIVE SESSION

Present: (8) Senators Grothman, Stepp, and Jauch,
Representatives LeMahieu, Friske, Towns,
Schneider and Black.

Absent: (2) Senators Reynolds and Miller

Moved by Senator Grothman, seconded by Representative Friske, that

1. The Joint Committee for Review of Administrative Rules (JCRAR), pursuant to s. 227.19 (5) (b) 2., Stats., requests that the Department of

Natural Resources (DNR) agree to consider modifying Clearinghouse Rule 05-086 by amending proposed s. NR 10.01 (3) (e) 1. d. to provide for all of the following:

- a. A four day firearm season will begin on the second Thursday following the Thanksgiving holiday in December, 2006.
 - b. The four day firearm season described in item 1.a. will be limited to calendar year 2006 and will not at this time be authorized in subsequent years.
2. If DNR does not agree, in writing, to consider the modification request described in item 1. by 5:00 p.m. on April 21, 2006, JCRAR, pursuant to s. 227.19 (4) (d) 6. and (5) (d), Stats. objects to the following portions of Clearinghouse Rule 05-086:
- a. In proposed s. NR 10.01 (3) (e) 1. d., left-hand column, the phrase “, that meet the criteria established in par. (ed) 2.”
 - b. In proposed s. NR 10.01 (3) (e) 1. d., middle column, the word “second.”

Ayes: (6) Senators Grothman, Jauch and Miller*;
Representatives LeMahieu, Friske, and
Towns.

Noes: (3) Senator Stepp; Representative Schneider and
Black.

Motion Passed: 6-3
*voted by polling

May 5, 2006

EXECUTIVE SESSION

Present: (8) Senators Grothman, Reynolds, Jauch and
Miller; Representatives LeMahieu, Towns,
Schneider and Black.

Noes: (2) Senator Stepp and Representative Friske

Moved by Schneider, seconded by Miller, the Joint Committee for Review of Administrative Rules, pursuant to s. 227.19 (5) (d), Stats., nonconcurrs in the objections to Clearinghouse Rule 05-86 reported by the Senate Committee on Natural Resources and Transportation on February 15, 2006 and by the Assembly Committee on Natural Resources on February 15, 2006.

Ayes: (9) Senators Grothman, Reynolds, Jauch and Miller; Representatives LeMahieu, Friske*, Towns, Schneider and Black.

Noes: (1) Senator Stepp*.

Motion passed 9-1.
*voted by polling

James Emerson
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

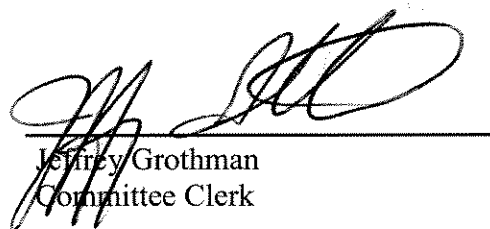
Clearinghouse Rule 05-098

Relating to human services internship requirements for a social worker training certificate.

Submitted by Department of Regulation and Licensing.

May 12, 2006 Referred to Joint Committee for Review of Administrative Rules.

June 12, 2006 No action taken.



Jeffrey Grothman
Committee Clerk

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Clearinghouse Rule 05-111

Relating to agent licensing procedure changes which will affect small business.
Submitted by Insurance Commissioner.

July 13, 2006 Referred to Joint Committee for Review of Administrative Rules.

August 22, 2006 **PUBLIC HEARING HELD**

Present: (9) Senators Grothman, Reynolds, Jauch and Miller; Representatives LeMahieu, Friske, Towns, Schneider and Black.

Absent: (1) Senator Stepp.

Appearances For

- Jorge Gomez — OCI
- Bob Luck — OCI
- Ron Kuehn — Professional Insurance Agents of WI/Independent Insurance Agents/National Assoc. of Insurance Advisors
- Rodney Schultz — Chippewa Valley Technical College

Appearances Against

- Rose Smyrski — Senator Dan Kapanke's Office
- Ann Nischke — Rep., Wisconsin State Assembly

Appearances for Information Only

- None.

Registrations For

- None.

Registrations Against

- None.

August 22, 2006 **EXECUTIVE SESSION HELD**

Present: (9) Senators Grothman, Reynolds, Jauch and Miller; Representatives LeMahieu, Friske, Towns, Schneider and Black.

Absent: (1) Senator Stepp.

Moved by Senator Grothman, seconded by Representative LeMahieu that is recommended for:

1. The Joint Committee for Review of Administrative Rules (JCRAR), pursuant to s. 227.19 (5) (b) 2., Stats., requests that the Office of the Commissioner of Insurance (OCI) modify Clearinghouse Rule 05-111 in the following manner:

a. Provide that the requirement to complete at least 3 hours of ethics training as part of the continuing education responsibility first applies on January 1, 2008.

b. Amend proposed ss. Ins 26.05 (5) and 26.07 (2) to replace the requirement that a credit or noncredit program provide the social security number of a person completing education with a requirement that the program provide the person's birth date and the last four digits of the person's social security number.

c. Replace proposed s. Ins 6.63 (1) with the language in current s. Ins 6.63 (1).

d. Provide that, as an alternative to the computerized verification system for entering an examination, a person may be admitted to an examination with a paper verification that the person has completed the required prelicensing education program.

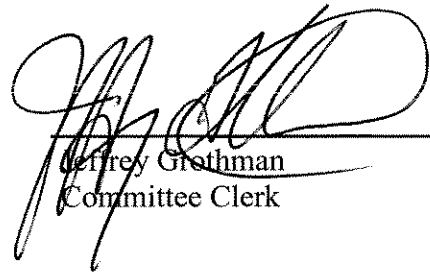
2. If OCI agrees to modify Clearinghouse Rule 05-111, as described in item 1., and submits the appropriate rule amendments to JCRAR by 5:00 p.m., August 30, 2006, then JCRAR, pursuant to s. 227.19 (5) (d), Stats., nonconcurs in the objection of the Assembly Committee on Insurance to Clearinghouse Rule 05-111. If OCI does not modify the rule as describe in item 1. by 5:00 p.m., August 30, 2006, then JCRAR, pursuant to ss. 227.19 (4) (d) 3. and 6. and 227.19 (5) (d), Stats., objects to Clearinghouse Rule 05-111.

Ayes: (10) Senators Grothman, Stepp*, Reynolds*,
Jauch and Miller; Representatives LeMahieu,
Friske, Towns, Schneider and Black.

Noes: (0) None.

Motion Adopted, Ayes 10, Noes 0

*Voted by Polling



Jeffrey Grothman
Committee Clerk