

JOURNAL OF THE SENATE [May 11, 1982]

STATE OF WISCONSIN

Senate Journal

Eighty-Fifth Regular Session

TUESDAY, May 11, 1982.

11:00 A.M.

The senate met.

The senate was called to order by the president of the senate.

By request of Senator Cullen, with unanimous consent, the calling of the roll was dispensed with.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Higher Educational Aids Board

October 15, 1981

To the Honorable, the Senate

Submitted herewith is the 1979-81 biennial report of the State of Wisconsin Higher Educational Aids Board. This report has been prepared pursuant to Section 15.05(4), Wisconsin Statutes.

The report provides an analysis of the agency's 1979-81 accomplishments and describes objectives and intended accomplishments for the 1981-83 biennium.

Sincerely,

JAMES A. JUNG

Executive Secretary

State of Wisconsin
Department of Revenue

January 11, 1982

To the Honorable, the Senate

I am pleased to submit this report on the Department of Revenue's activities during the 1979-81 biennium, pursuant to s. 15.05(1)(d), of the statutes.

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The report provides a brief survey of the department's operations and accomplishments during the biennium. The organization section summarizes the department's organizational structure and responsibilities. Recent organizational changes are emphasized. The biennial highlights section details department accomplishments, including efforts to improve the agency's operating efficiency and taxpayer service.

A new feature of this report is a brief overview of major economic and fiscal developments of the 1979-81 biennium. An effort was made to put these events in a historical context by sketching in some of the longer term trends and by summarizing legislative action initiated during, but completed after, the 1979-81 biennium. This portion of the report is not the final work on the last biennium. Rather, it offers our perspective on an eventful and challenging two-year budget period.

The narrative portions of this report are supplemented by a summary of tax-related legislation enacted during the biennium and by tax collection and other statistical data.

Sincerely,
MARK E. MUSOLF
Secretary

State of Wisconsin
Wisconsin Employment Relations Commission

To the Honorable, the Senate

We have the honor to submit to you the Biennial Report of the Wisconsin Employment Relations Commission for the 1979-81 biennium.

GARY L. COVELLI
Chair

State of Wisconsin
Board of Soil & Water Conservation Districts

October 15, 1981

To the Honorable, the Senate

This report is presented to you to summarize the conservation accomplishments of the Wisconsin Board of Soil and Water Conservation Districts during the fiscal year 1980 and 1981 biennium. The Board of Soil and Water Conservation Districts is a state agency responsible for supporting and coordinating the programs of the seventy-two county-based soil and water conservation districts in Wisconsin.

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This report contains a description of this board and its activities, an outline of the soil and water conservation district system in Wisconsin and a summary of the conservation activities accomplished by the integrated and cooperative efforts of the Board of Soil and Water Conservation Districts, the soil and water conservation districts in Wisconsin and their cooperating agencies.

We respectfully submit this report to you and pledge our leadership and support in developing and implementing programs to conserve our state's vital natural resources.

Respectfully,
BYRON BERG
Chair

State of Wisconsin
Department of Health and Social Services

October 15, 1981

To the Honorable, the Senate

On behalf of my human services colleagues and in accordance with s.15.04(4), I present this report of activities for the biennium concluding June 30, 1981.

One highlight of the past biennium has been the significant progress in the area of Affirmative Action/Equal Employment Opportunity programs affecting women, minorities and handicapped persons. The Department has devised and implemented innovative programs directed at upward mobility for protected classes of employees. Affirmative Action policy was expanded to cover LTE hirings, representation on examination and oral selection panels, accessibility to Department sponsored meetings and hearings, etc. Projects on employee retention and discrimination complaints were also implemented and Affirmative Action/Civil Rights Compliance Committees were established in each Division.

Affirmative Action employment increased by 139 during the biennium. More significant, perhaps, is the fact that whereas three years ago there were no female, minority or handicapped persons in higher levels of administration, now there are more than 50 such persons serving as bureau directors, deputy bureau directors, section chiefs, division administrators and deputy secretary. To help assure a continuing source of potential high level administrative talent, the Affirmative Action Intern Program, which assigns women, minorities and handicapped persons as aides to top level administrator's, has completed two classes and "graduated" 15 talented interns.

In keeping with the guidelines established by the Department of Administration, this report is kept to a minimum in length and detail.

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This Department's report on receipts and disbursements is available in its Annual Fiscal Report. Its formal goals and objectives for 1981-83 are detailed in the Executive Budget Books.

The Department of Health and Social Services, created by Chapter 75, Laws of 1967, completed its seventh biennium of service on June 30, 1981.

Sincerely,
DONALD E. PERCY
Secretary

State of Wisconsin
Ethics Board

To the Honorable, the Senate

I am pleased to present the Biennial Report of the State of Wisconsin Ethics Board. This report covers the Board's operations from July 1, 1979 to June 30, 1981.

Respectfully,
R. ROTH JUDD
Executive Director

State of Wisconsin
Wisconsin Educational Communications Board

October 15, 1981

To the Honorable, the Senate

In accordance with s.15.04(4) Wisconsin Statutes, I am forwarding the 1979-81 Biennial Report of the Wisconsin Educational Communications Board (ECB).

In the 1979-81 Biennium:

*Coverage of the Wisconsin Educational Television Network was extended to Northeastern and Western Wisconsin through the construction and activation of Channels 55 in River Falls and Door County.

*School usage of instructional radio and television increased dramatically during the biennium. At least one out of two public school teachers or 52% of all K-12 teachers are now using broadcast instruction in one or more curriculum areas.

*Radio Station WHSA-FM in Brule was remote controlled to WLEF-TV in Park Falls thereby increasing our operating efficiency.

*The network radio programming feed from National Public Radio was converted to a satellite receiving system.

*The ECB participated in a planning grant and the completion of phase I of a three phase Multi-State Communications Study exploring the feasibility of regional telecommunications.

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I hope this report will be helpful to you in understanding our progress and accomplishments during the 1979-81 biennium.

Sincerely,
TONY MOE
Executive Director

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

April 21, 1982

To the Honorable, the Senate:

On April 8, 1982, I signed into law, Senate Bill 732, which became Chapter 182, Laws of 1981. This legislation creates staggered terms for the members of the Board on Aging and Long Term Care.

As a result of this new legislation, I would like to withdraw the nominations of Marcella Chase, Sun Prairie; Max Taglin, Milwaukee; Robert Carnes, Cedarburg; Marlys Griffiths, Strum; Ken Willett, Stevens Point; Ruth Ann Strozinsky, Tomah; and Florence Mineau, West Bend to the Board on Aging and Long Term Care.

Sincerely,
LEE SHERMAN DREYFUS
Governor

State of Wisconsin
Office of the Governor
Madison, Wisconsin

April 12, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Michael O. Kittleson of Ettrick as a member of the Nursing Home Administrators Examining Board, to fill a vacant position, pursuant to the statutes governing, to serve a term to expire on July 1, 1983.

Sincerely,
LEE SHERMAN DREYFUS
Governor

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Read and referred to committee on Human Services.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 12, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Betty C. Seefluth of Stevens Point, as a member of the Veterinary Examining Board, to succeed Jeanne M. Meier of New Glarus, who resigned, pursuant to the statutes governing, to serve a term to expire on July 1, 1986.

Sincerely,

LEE SHERMAN DREYFUS

Governor

Read and referred to committee on Agriculture and Natural Resources.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 12, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Siinto Wessman of Superior, as a member of the Educational Communications Board, to succeed Barbara Holbrook of Eau Claire, pursuant to the statutes governing, to serve a term to expire on May 1, 1985.

Sincerely,

LEE SHERMAN DREYFUS

Governor

Read and referred to committee on Education and State Institutions.

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**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 12, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Thomas M. Fitzsimons of Altoona as a member of the Educational Communications Board, to succeed Joan Holden of Wisconsin Rapids, pursuant to the statutes governing, to serve a term to expire on May 1, 1985.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Education and State Institutions.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 20, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint the Honorable John Van Hollen of Mason, as a member of the Board of Veterans Affairs, to succeed David Miller of Stevens Point, who resigned, pursuant to the statutes governing, to serve a term to expire on May 1, 1985.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Labor, Government, Veterans Affairs and Tourism.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Ruth Ann Strozinsky of Tomah as a member of

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the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1985.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Florence H. Mineau of West Bend as a member of the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1986.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Robert M. Carnes of Cedarburg as a member of the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1982 and for a subsequent term to expire on May 1, 1987.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

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**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Marlys Griffiths of Strum as a member of the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1982 and for a subsequent five year term to expire on May 1, 1987.

Sincerely,
LEE SHERMAN DREYFUS
Governor

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Marcella Chase of Sun Prairie as a member of the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1982 and for a subsequent five year term to expire on May 1, 1987.

Sincerely,
LEE SHERMAN DREYFUS
Governor

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Ken Willett of Stevens Point as a member of the

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Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1984.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 21, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Max Taglin of Milwaukee as a member of the Board on Aging and Long Term Care, pursuant to the statutes governing, to serve a term to expire on May 1, 1983.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Aging, Business and Financial Institutions and Transportation.

**State of Wisconsin
Office of the Governor
Madison, Wisconsin**

April 22, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Helen G. Grabowski of Stevens Point, as a member of the Conservation Work Projects Board, to fill a vacant position, pursuant to the statutes governing, to serve a term to expire on May 1, 1985.

**Sincerely,
LEE SHERMAN DREYFUS
Governor**

Read and referred to committee on Agriculture and Natural Resources.

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State of Wisconsin
Office of the Governor
Madison, Wisconsin

April 22, 1982

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Clair Kranz of Neenah, as a member of the Cosmetology Examining Board, to succeed Emil Garcia of Lake Geneva who resigned and whose term expires on July 1, 1982, pursuant to the statutes governing, to serve out Mr. Garcia's term which will expire on July 1, 1982 and for a subsequent three year term to expire on July 1, 1985.

Sincerely,
LEE SHERMAN DREYFUS
Governor

Read and referred to committee on Human Services.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 82-8

AN ORDER to renumber Trans 2.05; to amend Trans 2.01, 2.02 (1), 2.04 (1) (b), 2.05 (title), 2.06 (2) (d) and 3.01 (1); to repeal and recreate Trans 2.03, 2.04 (2) and 2.06 (title), (1) (a) and (2) (c); and to create Trans 2.04 (3), (4) and (5) and 2.05 (2) and (3), relating to policies and procedures for implementing the program of capital assistance to private nonprofit organizations providing transportation services to elderly and handicapped people.

Submitted by Department of Transportation.

Report received from agency, May 10, 1982.

Referred to committee on Aging, Business and Financial Institutions and Transportation, May 11, 1982.

Clearinghouse Rule 82-10

AN ORDER to repeal and recreate NR 20.10 (4) (b), relating to permits to take bait in trout streams.

Submitted by Department of Natural Resources.

Report received from agency, May 7, 1982.

Referred to committee on Agriculture and Natural Resources, May 11, 1982.

Clearinghouse Rule 82-27

AN ORDER to repeal PW-CY 40.50 to 40.56; and to create ch. HSS 52, relating to the licensing of child care institutions.

Submitted by Department of Health and Social Services.

Report received from agency, May 10, 1982.

Referred to committee on Human Services, May 11, 1982.

The committee on Education and State Institutions reports and recommends:

Clearinghouse Rule 81-216

AN ORDER to repeal PI 3.07 (6) (a) 10, 11 and 12 and 3.07 (9) (a) 9 b; to renumber PI 3.03 (2) to (6) and 3.07 (9) (a) 9 c; and to create PI 3.03 (2) (b), relating to clarification of equivalency credit for professional school employes.

No action taken.

GARY R. GOYKE

Chair

The committee on Insurance and Utilities reports and recommends:

Clearinghouse Rule 82-65

AN ORDER to repeal and recreate Ins 17.28 (6), relating to fees for health care providers participating in the patients compensation fund.

No action taken.

KURT A. FRANK

Chair

The committee on Labor Government Veterans Affairs and Tourism reports and recommends:

Clearinghouse Rule 82-26

AN ORDER to create ETF 1.01 (9) and ch. ETF 9, relating to the reestablishment of creditable service forfeited by employes under the Wisconsin retirement system.

No action taken.

Clearinghouse Rule 82-14

AN ORDER to amend ERB 2.02, 2.03, 10.08, 12.02, 16.03, 20.08, 22.02 and 23.03, relating to filing fee, mediation and arbitration procedure and prohibited practice complaints.

No action taken.

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Clearinghouse Rule 82-25

AN ORDER to repeal Ret 9.01, relating to forms used by the Wisconsin retirement fund.

No action taken.

JEROME VAN SISTINE

Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Clearinghouse Rule 81-154

AN ORDER to renumber RL 2.03 (7) and (8); to amend RL 2.01, 2.02, 2.03 (1) and (6) and 2.17 (1) (intro.), (a) and (b); and to create RL 2.03 (7), 2.035 and 2.036, relating to procedures for pleadings and hearings.

No action taken.

LYNN ADELMAN

Chair

The committee on Agriculture and Natural Resources reports and recommends:

Clearinghouse Rule 81-211

AN ORDER to create ch. NR 183, relating to engine waste, oil collection, storage and transportation.

No action taken.

Clearinghouse Rule 81-230

AN ORDER to amend NR 180.15 (3) (D) and (4) (a) 1 and (b) 1 and 181.42 (10) (c) 4 and (d) 1 a and 2 a, relating to financial responsibility for closure of solid and hazardous waste facilities.

No action taken.

Clearinghouse Rule 81-232

AN ORDER to amend NR 1.93 (2) (a) and (2) (b) 7; to repeal and recreate NR 1.93 (3); and to create NR 1.93 (4) (a) 3, relating to public access boat launching fees.

No action taken.

Clearinghouse Rule 82-9

AN ORDER to repeal NR 110.05 (7); to renumber NR 110.05 (8); and to amend NR 110.05 (4), relating to sanitary sewer extensions.

No action taken.

THOMAS W. HARNISCH

Chair

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Upon motion of Senator Cullen the senate adjourned until 11:00
A.M. Thursday, May 13.

11:01 A.M.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Joint Resolution 65

Correctly enrolled and deposited in the Office of the Secretary of
State on May 7, 1982.

Senate Bill 77

Returned by the Governor without approval, and deposited in the
Office of the Secretary of State pursuant to Article V, Section 10, of
the Constitution on May 7, 1982. Chapter No. 380.