

STATE OF WISCONSIN
Senate Journal
Eighty-Seventh Regular Session

TUESDAY, February 5, 1985

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for a moment of silent prayer.

The senate remained standing and Senator Feingold led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Theno, Ulichny and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 32

Relating to eliminating the boards of natural resources, of agriculture, trade and consumer protection and of veterans affairs and changing the departments of natural resources, of agriculture, trade and consumer protection and of veterans affairs to a cabinet form of government headed by a secretary, changing the method of removal of state officers, and creating councils.

By Senators Kincaid, Risser, Lee, Czarnezki, Harsdorf and Norquist; cosponsored by Representatives M. Coggs, Ladwig, Krug, Merkt, Robinson, Metz, Volk, Prosser and T. Thompson.

To committee on Education and Government Operations.

Senate Bill 33

Relating to exemptions from the real estate transfer fee.

By Senator Kincaid; cosponsored by Representatives Volk and Holperin.

To committee on Labor, Business, Veterans Affairs and Insurance.

Senate Bill 34

Relating to operating a motor vehicle while under the influence of an intoxicant.

By Senators Andrea, Van Sistine, Otte, Chvala, McCallum, Theno, Lorman, Engeleiter, Norquist and Adelman; cosponsored by Representatives Vanderperren, Antaramian, Barca, Porter, Barrett, Crawford, Neubauer, Prosser, Foti, Goetsch, Panzer, Rosenzweig, D. Travis, Metz, Fergus, Huelsman, Mark Lewis, Walling, Seery, Buettner, Van Gorden, Hubler, Menos and Hauke.

To committee on Labor, Business, Veterans Affairs and Insurance.

Senator Adelman asked unanimous consent that **Senate Bill 34** be withdrawn from the committee on Labor, Business, Veterans Affairs and Insurance and referred to the committee on Senate Organization.

Senator Van Sistine objected.

By request of Senator Cullen, with unanimous consent, **Senate Bill 34** was withdrawn from the committee on Labor, Business, Veterans Affairs and Insurance and referred to the committee on Senate Organization.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Claims Board

February 1, 1985

To the Honorable the Senate

Enclosed is the report of the State Claims Board covering claims heard on January 28, 1985.

The amounts recommended for payment under \$1000 on claims included in this report have, under the provisions of s. 16.007, Wisconsin Statutes, been paid directly by the Board.

The Board is preparing the bill(s) on the recommended award(s) over \$1,000, and will submit such to the Joint Finance Committee for legislative introduction.

This report is for the information of the Legislature. The Board would appreciate your acceptance and spreading of it upon the Journal to inform the members of the Legislature.

Sincerely,
EDWARD D. MAIN
Secretary

STATE OF WISCONSIN
CLAIMS BOARD

The State Claims Board conducted hearings at the State Capitol Building, Madison, Wisconsin on January 28, 1985 upon the following claims:

Claimant	Amount
Dorothy Roberts	\$ 6,911.10
Kenneth Corbett	728.25
Quality Egg Farm, Inc.	1,500,000.00
Ronald Piening	1,150.00

In addition, the following claims were considered and decided without hearings:

Dresser Leasing Corp.	\$4,639.65
Paul Van Rooy	24.00
City of Milwaukee	87.55
James Anttila	133.75
Freddie Lott	475.81
Paula Erato	85.00
Richard Balian	13.00
Richard Roffa	405.15
John Johnson	581.12
Roger Danielson	82.50
James Schelly	52.49
Gerald Goepfert	1,025.00
Carol Schneider	739.17

THE BOARD FINDS:

1. Dorothy Roberts of DeForest claims \$6,911.10 for attorney fees incurred in 1979 for representation before the State Personnel Commission relating to her appeal of a disciplinary action taken against her by the Department of Health and Social Services. The Board finds that employees who prefer to be represented by counsel when appearing before the Personnel Commission choose to do so at their own expense. The Board concludes the claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

2. Ken Corbett of Oshkosh claims \$728.25 as the amount he paid in December, 1983 prior to his retirement, to purchase the six-month qualifying period of state service pursuant to s. 40.02(17)(b), Stats., to increase his monthly retirement annuity. 1983 Wisconsin Act 141, effective March 9, 1984, changed the maximum annuity benefit permitted to be paid from the retirement system. As a result, claimant received no additional annuity benefit for the purchase of the six-month qualifying period of state service from the Department of Employee Trust Funds. Laws under which the state retirement system is administered do not provide for the refund claimant is requesting. The Board concludes the claim should be paid based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment of this claim should be made from the Department of Employee Trust Funds appropriation s. 20.515(1)(r), Stats.

3. Quality Egg Farm, Inc., of Bristol claims \$1,500,000.00 for loss of property value and business profits allegedly caused by an action brought by the Attorney General under s. 823.02, Stats., seeking abatement of the emission of chicken manure odors caused by the operation of its chicken farm in the Town of Bristol in April, 1978. The Board concludes there has been insufficient showing of negligence on the part of the state, its officers, agents or employees and this claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

4. Ronald Piening of Delavan claims \$1,150.00 for legal and accounting fees incurred from March, 1983 to April 1984, relating to an appeal to the Wisconsin Tax Appeal Commission of the Department of Revenue's adjustment of his Farmland Tax Credit claim. The Tax Appeal Commission subsequently upheld the procedure used by the claimant to compute his claim under the Farmland Tax Credit Law. The Board concludes there has been no showing of negligence on the part of the state, its officers, agents or employees and this claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

5. Dresser Leasing Corporation of Pittsburgh, Pennsylvania, claims \$4,639.65 for a refund of sales tax paid in 1981, to one of its vendors, Wisconsin Industrial Truck Company, Inc. for the purchase of 7 forklift trucks. Had Wisconsin Industrial Truck Company's returns not been closed to further change by a field audit by the Department of Revenue, it could have filed a valid refund claim with the Department of Revenue for the sales tax it remitted in 1981 on the forklift truck sales to the claimant in order to pass on the refund to claimant for the sales tax incorrectly paid. A majority of the Board concludes the claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

6. Paul Van Rooy of Madison claims \$24 for the replacement cost of a pair of trousers which were damaged on October 22, 1984, by a broken spring that had poked through his office chair at the Department of Development. The board concludes the claim should be paid based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the Department of Development appropriation s. 20.143(1)(a), Stats.

7. City of Milwaukee claims \$87.55 as the amount to repair a street light cable allegedly damaged by a state electrician while repairing a traffic monitoring signal on the East Side of North Eighth Street in the City of Milwaukee in October, 1981. The Board concludes the claim should be paid based on equitable principles. The Board further concludes, under authority of S. 16.007(6m), Stats., payment should be made from the Department of Transportation appropriation s. 20.395(3)(hq), Stats.

8. James Anttila of Brule claims \$133.75 for medical bills incurred as a result of an injury he sustained on

March 21, 1984, at the Holden Find Arts Center, University of Wisconsin-Superior. Claimant, a student at the University, tripped over a roll of carpeting which had been left on the floor in the TV studio where he was to view a slide show for one of this courses. The Board concludes the claim should be based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats. payment should be made from the University of Wisconsin appropriation s. 20.285(1)(a), Stats.

9. Freddie Lott of Madison claims \$475.81 for the loss of money allegedly stolen from him while he was a patient at the University of Wisconsin Hospital Emergency Room on June 8, 1984. The Board concludes there has been an insufficient showing of negligence on the part of the state, its officers, agent or employes and this claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

10. Paula Erato of Madison claims \$85 for the replacement cost of a jacket which was damaged on November 5, 1984, by a exposed sharp edge on a drinking fountain in the Medical Library on the University of Wisconsin-Madison campus. The Board concludes the claim should be paid, based on equitable principles if the claimant provides the coat to the state for disposal at the State Protective Services' lost and found sales. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the University of Wisconsin appropriation s.20.285(1)(a), Stats.

11. Richard Balian of New Berlin claims \$13 for replacement cost of his shirt damaged on November 6, 1984, by a leaking ballpoint pen issued to him by the state. Claimant is an employe of the Department of Industry, Labor and Human Relations Job Service Office in Milwaukee. The Board concludes the claim should be paid based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the Department of Industry, Labor and Human Relations appropriation s. 20.445(1)(v), Stats.

12. Richard Roffa of Milwaukee claims \$405.15 as part of the wages he was unable to receive from an employer for the period of July 1, through August 1983, allegedly due to misinformation provided to him by an employe of the Department of Industry, Labor and Human Relations. The Board concludes the claim should be paid based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the Department of Industry, Labor and Human Relations appropriation s. 20.445(1)(v), Stats.

13. John Johnson of Amery claims \$581.12 for flood damages to his cabin located in Polk County which occurred on June 13, 1984, allegedly due to the washout of the Grettum Dam in the Fish Lake Wildlife Area. The Board concludes the claim should be paid based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be

made from the Department of Natural Resources appropriation s. 20.370(1)(mu), Stats.

15. James Schelly of Madison claims \$52.49 for a pair of trousers which were damaged by a spring which had poked through his office chair at the Department of Natural Resources on October 12, 1984. The Board concludes the claim should be paid based on equitable principles if the claimant will provide the trousers to the state for disposal in the State Protective Services' lost and found sales. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the Department of Natural Resources appropriation s. 20.370(1)(mu), Stats.

16. Gerald Goepfert of Grantsburg claims \$1,025.00 for flood damage to property located in Burnett County allegedly due to emergency flood control measures taken by Department of Natural Resources personnel on the Phantom and Hay Creek flowages during the period from June 13 to June 15, 1984. The Board concludes the claim should be paid in the reduced amount of \$720, based on equitable principles. The Board further concludes under authority of s. 16.007(6m), Stats., payment should be made from the Department of Natural Resources appropriation s. 20.370(1)(mu).

17. Carol Schneider of Ixonia claims \$739.17 for flood damaged to her corn crop from June 9, 1984 through July 24, 1984, allegedly caused by repair activities and improper operation of the Horicon Dam by Department of Natural Resources personnel. The Board concludes there has been an insufficient showing of negligence on the part of the state, its officers, agents or employes and this claim is not one for which the state is legally liable nor one which the state should assume and pay based on equitable principles.

THE BOARD CONCLUDES:

1. The claims of the following claimants should be denied:

Dorothy Roberts
Quality Egg Farm, Inc.
Ronald Piening
Dresser Leasing Corporation
Freddie Lott
Carol Schneider

2. Payment of the following amounts to the following claimants is justified under s. 16.007, Stats.:

Kenneth Corbett	\$728.25
Paul Van Rooy	24.00
City of Milwaukee	87.55
James Anttila	133.75
Paula Erato	85.00
Richard Balian	13.00
Richard Roffa	405.15
John Johnson	581.12
Roger Danielson	82.50
James Schelly	52.49
Gerald Goepfert	720.00

JOURNAL OF THE SENATE [February 5, 1985]

Dated at Madison, Wisconsin this 31st day of January, 1985.

GARY R. GEORGE
Senate Finance Committee

MARLIN D. SCHNEIDER
Assembly Finance Committee

JUAN B. COLAS
Representative of Governor

EDWARD D. MAIN
Representative of Secretary of Administration

WILLIAM H. WILKER
Representative of Attorney General

State of Wisconsin
Department of State

January 29, 1985

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(8):

Sincerely,
DOUGLAS LAFOLLETTE
Secretary of State

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

BOHLING, RICHARD A., 100 Communications Dr., Sun Prairie, WI 53590 (608) 837-1480

1) General Telephone Co. of WI, 100 Communications Dr., Sun Prairie, WI 53590 (608) 837-1480 (consumer affairs, counties and municipalities, courts and procedures, elections and ethics, family, health, human rights, industry, insurance, partnerships and corporations, public domain and environment, regulation and licensing, social services, state govt., trade and commerce, taxation, transportation, any issues affecting telecommunications companies, dept. of administration, public records board, board on aging, business development, employment relations, ethics board, historical society, industry, labor and human relations, insurance commissioner, local affairs and development, natural resources, public service commission, secretary of state office, transportation, transportation commission).

BREEDLOVE, LYNN, c/o Coalition for Advocacy, Inc., 30 W. Mifflin St., Ste. 508, Madison, WI 53703 (608) 251-9600

1) Wisconsin Coalition for Advocacy, Inc., 30 W. Mifflin St., Ste. 508, Madison, WI 53703 (608) 251-9600 (health, social service, education and civil rights issues affecting people with developmental disabilities).

BROWN, SENN, 122 W. Washington Ave., Rm. 700, Madison, WI 53703 (608) 257-2622

1) Wisconsin Assn. of School Boards, Inc., 132 W. Main St., P.O. Box 160, Winneconne, WI 54986 (414)

582-4443 (education, tax, employment, transportation, public retirement and insurance).

CHAFFEE, SHEILA M., 30 W. Mifflin St., Ste. 908, Madison, WI 53703 (608) 257-6067

1) Wisconsin Assn. of Family and Children's Agencies, attn: John Grace, 30 W. Mifflin St., Ste. 908, Madison, WI 53703 (education, family, health, social services).

CHANDLER, DAVID C., 403 City-County Bldg., Madison, WI 53710 (608) 266-4611

1) City of Madison, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611 (counties and municipalities)

COLE, KENNETH, 122 W. Washington Ave., Rm. 700, Madison, WI 53703 (608) 257-2622

1) Wisconsin Assn. of School Boards, Inc., 132 W. Main St., P.O. Box 160, Winneconne, WI 54986 (414) 582-4443 (education, tax, employment, transportation, public retirement and insurance).

CONTA, DENNIS J., 135 W. Wells St., Ste. 318, Milwaukee, WI 53203 (414) 276-3337

1) Planned Parenthood of WI, Inc., Mr. Douglas Jackson, 744 N. 4th St., Milwaukee, WI 53203 (414) 271-8045 (education, family, health, regulation and licensing, social services, dept. of health and social services, medical examining board).

CULLEN, LEE, c/o Cullen, Weston & Pines, 20 N. Carroll St., Madison, WI 53703 (608) 251-0101

1) Citizens Utility Board, 125 W. Doty St., Madison, WI 53703 (608) 251-3322 (consumer affairs and public service commission).

ELVERMAN, TIMOTHY J., c/o Marine Corp., 111 E. Wisconsin Ave., P.O. Box 481, Milwaukee, WI 53201 (414) 765-3234

1) The Marine Corp., 111 E. Wisconsin Ave., P.O. Box 481, Milwaukee, WI 53201 (414) 765-3234 (anything affecting financial institutions in Wisconsin).

FROEMMING, ROY W., c/o WI Coalition for Advocacy, Inc., 30 W. Mifflin St., Ste. 508, Madison, WI 53703 (608) 251-9600

1) WI Coalition for Advocacy, Inc., 30 W. Mifflin St., Ste. 508, Madison, WI 53703 (608) 251-9600 (health, social services, education and civil rights, issues affecting people with developmental disabilities).

GAUDYNSKI, ALAN L., V.P., c/o Blue Cross & Blue Shield United of WI, 401 W. Michigan St., Milwaukee, WI 53201 (414) 266-6270

1) Blue Cross & Blue Shield United of WI, 401 W. Michigan St., Milwaukee, WI 53201 (414) 226-5000 (health insurance, life and disability insurance, cost containment, employee benefits, health care and regulation related to all of these).

GERLACH, CHESTER A., 102B S. Franklin St., Madison, WI 53703 (608) 255-9337

1) Compcare Health Services Insurance Corp., 401 W. Michigan St., Milwaukee, WI 53201 (414) 226-5978

(health care insurance); 2) Trinity Memorial Hospital, 5900 S. Lake Dr., Cudahy, WI 53110 (414) 769-9000 (health care).

GOBEL, CARL A., 5710 W. Vliet St., Milwaukee, WI 53208 (414) 453-4400

1) Administrators' and Supervisors' Council, Inc., 5710 W. Vliet St., Milwaukee, WI 53208 (414) 453-4400 (education).

GOYKE, GARY R., 22 N. Carroll St., Madison, WI 53703 (608) 251-5997

1) Muskego-Norway School District, P.O. Box 900, Muskego, WI 53150 (414) 422-1000 (education); 2) School District of Greenfield, 3200 W. Barnard Ave., Greenfield, WI 53221 (414) 281-7400 (education); 3) Joint #2 Fox Point-Bayside School District, 7300 N. Lombardy Rd., Milwaukee, WI 53217 (414) 352-4780 (education); 4) Greendale School District, 5900 S. 51st St., Greendale, WI 53129 (414) 423-0150 (education); 5) School District of Shorewood, 1701 E. Capitol Dr., Shorewood, WI 53211 (414) 963-6901 (education); 6) Wisconsin Urban Transit Assn., 900 N. Parker Dr., Janesville, WI 53545 (608) 752-4752 (transportation); 7) Germantown School District, N104 W13840 Donges Bay Rd., Germantown, WI 53022 (414) 251-6900 (education).

GRACE, JOHN R., 30 W. Mifflin St., Ste. 908, Madison, WI 53703 (608) 257-5939

1) Wisconsin Assn. of Family and Children's Agencies, Attn: John R. Grace, 30 W. Mifflin St., Ste. 908, Madison, WI 53703 (608) 257-5939 (education, family, health, social services).

GRANGER, LORNA J., 111 E. Wisconsin Ave., Ste. 1330, Milwaukee, WI 53202 (414) 272-8550

1) Trinity Memorial Hospital of Cudahy, Inc., 5900 S. Lake Dr., Cudahy, WI 53110 (414) 769-9000 (capital expenditure review).

GREENLEY, DIANNE, c/o WI Coalition for Advocacy, 30 W. Mifflin, Ste. 508, Madison, WI 53703

1) WI Coalition for Advocacy, Inc., 30 W. Mifflin St., Ste. 508, Madison, WI 53703 (608) 251-9600 (rights of handicapped persons, public benefits, health care/insurance, civil committees, guardianship, protective places, insanity defence and other related issues).

GRIFFITH, OWEN DANIEL, 316 W. Washington Ave., Madison, WI 53703 (608) 252-2621

1) Wisconsin Bell, Inc., Attn: Renee Martin, 722 N. Broadway, Milwaukee, WI 53202 (414) 678-2124 (elections and ethics, human rights, industry, insurance, partnerships and corporation, property rights and probate, public domain and environment, trade and commerce, taxation, transportation, tax appeals commission, dept. of business development, elections board, employment relations, health and social services, industry, labor and human relations, natural resources, revenue, labor and industry review commission, office of commissioner of insurance).

HAGEN, GERALD A., 735 Division St., P.O. Box 86, Altoona, WI 54720 (715) 832-6516

1) United Transportation Union, 735 Division St., P.O. Box 86, Altoona, WI 54720 (715) 832-6516 (labor, railroads, fraternal insurance, health and safety, taxes, education and transportation).

HARNISCH, THOMAS W., 7 N. Pinckney St., Madison, WI 53703 (608) 255-4440

1) Wisconsin Assn. of Town Mutual Insurance Companies, 325 Emerald Terr., P.O. Box 106, Sun Prairie, WI 53590 (608) 837-2535 (insurance).

HASELOW, DOUGLAS, 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8242

1) Board of School Directors of the City of Milwaukee, 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8282 (educational).

HASKELL, JOHN L., 403 City-County Bldg., Madison, WI 53710 (608) 266-4611

1) City of Madison, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611 (counties and municipalities, health, social services, state government, taxation, transportation, trust funds).

HOLTER, DARRYL, 6333 W. Bluemound Rd., Milwaukee, WI 53213 (414) 771-0700

1) Wisconsin State AFL-CIO, 6333 W. Bluemound Rd., Milwaukee, WI 53213 (414) 771-0700 (economic, political, social and other issues of interest to working people and their families).

HOTTENROTH, THERESA M., 330 E. Lakeside St., Madison, WI 53715 (608) 257-6781

1) State Medical Society of Wisconsin, 330 E. Lakeside St., Madison, WI 53715 (608) 257-6781 (consumer affairs, courts and procedures, education, elections and ethics, family, food and drugs, health, human rights, industry, insurance, public domain and environment, regulation and licensing, social services, state government, taxation, dept. of administration, elections board, dept. of health and social services, controlled substances board, pesticide review board, dept. of industry, labor and human relations, commissioner of insurance, medical education review committee, dept. of regulation and licensing, chiropractic examining board, dentistry examining board, medical examining board, optometry examining board, pharmacy examining board, board of regents of the UW system, laboratory of hygiene board).

JACKSON, DOUGLAS, 744 N. 4th St., Milwaukee, WI 53203 (414) 271-8045

1) Planned Parenthood of Wisconsin, Inc., Attn: Douglas Jackson, 744 N. 4th St., Milwaukee, WI 53203 (414) 271-8045 (education, family, health, regulation and licensing, social services, dept. of health and social services, medical examining board).

JOHNSON, GARY K., 316 W. Washington Ave., Madison, WI 53703 (608) 252-2343

1) Wisconsin Bell, Inc., Attn: Renee Martin, 722 N. Broadway, Milwaukee, WI 53202 (414) 678-2124 (elections and ethics, human rights, industry, insurance, partnerships and corporations, property rights and probate, public domain and environment, trade and commerce, taxation, transportation, tax appeals commission, dept. of business development, elections board, dept. of employment relations, health and social services, dept. of industry, labor and human relations, labor and industry review commission, insurance commissioner, dept. of natural resources, dept. of revenue.)

KINZLER, ROSS, 122 W. Washington Ave., Rm. 700, Madison, WI 53703 (608) 257-2622

1) Wisconsin Assn. of School Boards, Inc., 132 W. Main St., P.O. Box 160, Winneconne, WI 54986 (414) 582-4443 (education, tax, employment, transportation, public retirement and insurance).

LEAZER, NANCY, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611

1) City of Madison, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611 (counties and municipalities).

LIMA, JOHN A., 115 W. Main St., Madison, WI 53703 (608) 256-1206

1) Wisconsin State Council of Carpenters, 115 W. Main St., Madison, WI 53703 (608) 256-1206 (banking, consumer affairs, education, health, human rights, industry, insurance, regulation and licensing, social services, state government, trade and commerce, taxation, transportation, veterans, board on aging, consumer credit review board, employee trust funds board, group insurance board, labor and industry review commission, public service commission, secretary of state office, board of regents of the UW system, board of vocational, technical and adult education, educational approval board, dept. of employee trust funds, employment relations, health and social services, industry, labor and human relations, public instruction, revenue, transportation).

LINDEN, NICK, c/o Cullen, Weston & Pines, 20 N. Carroll St., Madison, WI 53703 (608) 251-0101

1) Citizens Utility Board, Attn: Ms. Kathleen O'Reilly, 125 W. Doty, Madison, WI 53703 (608) 251-3322 (consumer affairs and public service commission).

LOKKEN, LEROY A., c/o League of WI Municipalities, 122 W. Washington Ave., Madison, WI 53703 (608) 255-9780

1) League of Wisconsin Municipalities, 122 W. Washington Ave., Madison, WI 53703 (608) 255-9780 (municipalities).

LORD, DONALD D., 330 E. Lakeside St., Madison, WI 53715 (608) 257-6781

1) State Medical Society of Wisconsin, 330 E. Lakeside St., Madison, WI 53715 (608) 257-6781 (consumer affairs, courts and procedures, education, elections and ethics, family, food and drugs, health, human rights, industry, insurance, public domain and

environment, regulation and licensing, social services, state government, taxation, elections board, controlled substances board, pesticide review board, commissioner of insurance, medical education review committee, chiropractic examining board, dentistry examining board, medical examining board, optometry examining board, pharmacy examining board, board of regents of the UW system, laboratory of hygiene board, depts. of administration, health and social services, industry, labor and human relations, regulation and licensing).

MAIER, NORMAN R., WDPA, 2805 E. Washington Ave., Madison, WI 53704 (608) 241-4973

1) Wisconsin Dairy Products Assn., Inc., 2805 E. Washington Ave., Madison, WI 53704 (608) 241-4973 (matters of concern to the dairy processors and handlers of Wisconsin).

MC CARTHY, KEVIN M., Mgr., Blue Cross & Blue Shield United of WI, 401 W. Michigan St., Milwaukee, WI 53201 (414) 226-5377

1) Blue Cross & Blue Shield United of WI, 401 W. Michigan St., Milwaukee, WI 53201 (414) 226-5377 (health, insurance, regulation and licensing).

MILLER, DAVID E., 403 City-County Bldg., Madison, WI 53710 (608) 266-4611

1) City of Madison, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611 (counties and municipalities).

OLENCHEK, ROLAND S., 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8283

1) Board of School Directors of the City of Milwaukee, 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8282 (educational).

PETERSBURS, JOHN J., 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8282

1) Board of School Directors of the City of Milwaukee, 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8282 (educational).

PETIT, JOHN A., 621 N. Sherman Ave., Madison, WI 53704 (608) 246-3060

1) Farmers Insurance Group, P.O. Box 948, Aurora, IL 60507 (312) 844-4820 (insurance).

PHILLIPS, CHARLES M., c/o WI Catholic Conference, 30 W. Mifflin St., #910, Madison, WI 53703 (608) 257-0004

1) Wisconsin Catholic Conference, 30 W. Mifflin St., #910, Madison, WI 53703 (608) 257-0004 (agriculture, education, family, food and drugs, health, human rights, regulation and licensing, social services, taxation, depts. of health and social services, industry, labor and human relations, public instruction, regulation and licensing, revenue).

PLEVIN, VICKI, 744 N. 4th St., Milwaukee, WI 53203 (414) 271-8045

1) Planned Parenthood of WI, Inc., Attn: Douglas Jackson, 744 N. 4th St., Milwaukee, WI 53203 (414) 271-8045 (education, family, health, regulation and licensing).

social services, medical examining board, dept. of health and social services).

POULSON, SR., RICHARD E., 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8270

1) Board of School Directors of the City of Milwaukee, 5225 W. Vliet St., P.O. Box 10K, Milwaukee, WI 53201 (414) 475-8282 (educational).

REIHL, JACK B., 6333 W. Bluemound Rd., Milwaukee, WI 53213 (414) 771-0700

1) Wisconsin State AFL-CIO, 6333 W. Bluemound Rd., Milwaukee, WI 53213 (414) 771-0700 (economic, political, social and other issues of interest to working people and their families).

SHEEHY, TIMOTHY R., 756 N. Milwaukee St., Milwaukee, WI 53202 (414) 273-3000 Ext. 63

1) Metropolitan Milwaukee Assn. of Commerce, 756 N. Milwaukee St., Milwaukee, WI 53202 (414) 273-3000 (agriculture, banking, consumer affairs, counties and municipalities, courts and procedures, criminal, penal and police, education, elections and ethics, family, food and drugs, health, human rights, industry, insurance, partnerships and corporations, property rights and probate, public domain and environment, regulation and licensing, social services, state government, trade and commerce, taxation, transportation, trust funds, veterans, depts. of administration, public records board, state employes merit award board, tax appeals commission, board on aging, commissioner of banking, banking review board, consumer credit review board, business development, commissioner of credit unions, educational communication board, elections board, board of state canvassers, employee trust funds, employee trust funds board, group insurance board, Milwaukee teachers retirement board, state teachers retirement board, Wisconsin retirement fund board, employment relations, ethics board, health and social services, controlled substances board, pesticide review board, higher educational aids board, industry, labor and human relations, labor and industry review commission, commissioner of insurance, investment board, justice, law enforcement standards board, local affairs and development, medical education review committee, natural resources, personnel board, personnel commission, public defender board, public instruction, public service commission, regulation and licensing, account examining board, athletic examining board, chiropractic examining board, dentistry examining board, examining board of architects, professional engineers designers and land surveyors, funeral directors and embalmers examining board, hearing aid dealers and fitters examining board, medical examining board, nursing home administrator examining board, optometry examining board, pharmacy examining board, pharmacy internship board, real estate examining board, revenue, investment and local impact fund board, commissioner of savings and loans, savings and loan review board, secretary of state office, commissioner of securities, transportation, transportation commission, treasurer, UW board of

regents, vocational technical and adult education board, educational approval board).

SICULA, PAUL E., 212 W. Wisconsin Ave., Milwaukee, WI 53203 (414) 271-8100

1) Tobacco Institute, Inc., 1875 I St., NW, Ste. 800, Washington D.C. 20006 1-800-424-9896 (agriculture, consumer affairs, education, food and drugs, health, trade and commerce, health and social service agencies, dept. of revenue agencies); 2) Wisconsin Contemporary Gift Assn., P.O. Box 06143, Milwaukee, WI 53206 (414) 263-3000 (consumer affairs, courts and procedures, criminal, police, education, food and drugs, health, human rights, trade and commerce, dept. of justice, health and social service agencies).

TIPLER, GEORGE, 122 W. Washington Ave., Rm. 700, Madison, WI 53703 (608) 257-2622

1) Wisconsin Assn. of School Boards, Inc., 132 W. Main St., P.O. Box 160, Winneconne, WI 54986 (414) 582-4443 (education, tax, employment, transportation, public retirement and insurance).

WILLIAMSON, MICHAEL L., 403 City-County Bldg., Madison, WI 53710 (608) 266-4611

1) City of Madison, 403 City-County Bldg., Madison, WI 53710 (608) 266-4611 (counties and municipalities, health, social services, state government, taxation, transportation, trust funds).

WILSON, BRADLEY S., c/o Blue Cross & Blue Shield United of WI, 401 W. Michigan, Milwaukee, WI 53201 (414) 226-5978

1) Blue Cross & Blue Shield United of WI, 401 W. Michigan, Milwaukee, WI 53201 (414) 226-5000 (health, insurance, regulation and licensing, state government).

YORK, STANLEY, Exec. Dir., c/o League of WI Municipalities, 122 W. Washington Ave., Madison, WI 53703 (608) 255-9780

1) League of Wisconsin Municipalities, 122 W. Washington Ave., Madison, WI 53703 (608) 255-9780 (municipalities).

STATE AGENCIES

(Note that all telephone numbers and addresses of lobbyists are care of the department listed.)

Dept. of Development, 123 W. Washington Ave., Ste. 950, Madison, WI 53702 (608) 266-1018; Greg R. Hyer, John C. Yingling (interest areas: banking, counties and municipalities, industry, partnerships and corporations, public domain and environment, state government, trade and commerce, taxation and housing).

Educational Communications Board, 3319 W. Bellline Hwy., Madison, WI 53713 (608) 273-5500; Paul M. Norton, H. Ted Tobie, James Kissinger, Don Kates (interest areas: education and state government).

UW System Board of Regents, 1700 Van Hise Hall, 1220 Linden Dr., Madison, WI 53702 (608) 262-2324; Ronald C. Bornstein, Judith Ward, Harvey Breuscher.

Harry Peterson, Keith Collins, H. Carl Mueller (interest areas: higher education).

Judicial Council, 25 W. Main St., Rm. 777, Madison, WI 53703 (608) 266-1319; James L. Fullin, Jr. (interest areas: courts, procedures, counties and municipalities, criminal, penal and police, human rights, property rights and probate, state government).

CALENDAR OF FEBRUARY 5

FUNK, FREDERICK, R., of Onalaska, as a member of the Minnesota-Wisconsin Boundary Area Commission, to serve for the term ending September 25, 1989.

Read.

The question was: Shall the appointment be confirmed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Theno, Ulichny and Van Sistine -- 33.

Noes -- None.

Absent or not voting -- None.

So the appointment was confirmed.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 84-49

AN ORDER to repeal Accy 6.05; to renumber and amend Accy 6.03 (1); to amend Accy 1.404 (2) (b) 1 and 6.06; to repeal and recreate Accy 6.01, 6.02 and 6.04; and to create Accy 1.401 (2) (bm), relating to arrest and conviction records.

Submitted by Department of Regulation and Licensing.

Report received from agency, January 31, 1985.

Referred to committee on Agriculture, Health and Human Services, February 5, 1985.

Clearinghouse Rule 84-95

AN ORDER to amend A-E 1.60 (1) and 5.01 (1) (a); to repeal and recreate A-E 1.15 (7); and to create A-E 1.21, relating to registration requirements for designers of engineering systems, license denial proceedings and standards for property surveys.

Submitted by Department of Regulation and Licensing.

Report received from agency, January 31, 1985.

Referred to committee on Education and Government Operations, February 5, 1985.

Clearinghouse Rule 84-98

AN ORDER to create ch. DE 10, relating to dental franchises.

Submitted by Department of Regulation and Licensing.

Report received from agency, January 31, 1985.

Referred to committee on Agriculture, Health and Human Services, February 5, 1985.

Clearinghouse Rule 84-191

AN ORDER to renumber NR 180.13 (6) (e); to amend NR 157.03 (1) (intro.), 180.05 (1) (a) and (b) and 180.13 (6) (d) and (8); and to create NR 157.03 (1) (f) (note), 157.05 (2) (note), 180.06 (3), 180.13 (6) (e) and 180.13 (7) (d), relating to review and approval times for PCB handling and storage plans, solid waste site plans and solid waste site operating licenses.

Submitted by Department of Natural Resources.

Report received from agency, February 1, 1985.

Referred to committee on Energy and Environmental Resources, February 5, 1985.

Clearinghouse Rule 84-245

AN ORDER to create NR 154.13 (13) (bm), relating to the use of the internal offset for compliance with volatile organic compound emission limits for certain relocated sources.

Submitted by Department of Natural Resources.

Report received from agency, February 1, 1985.

Referred to committee on Energy and Environmental Resources, February 5, 1985.

The committee on Agriculture, Health and Human Services reports:

Clearinghouse Rule 84-146

AN ORDER to create ch. Ag 89, relating to a standard of identity for baby swiss or baby emmentaler cheese.

Submitted by Department of Agriculture, Trade and Consumer Protection.

No action taken.

Clearinghouse Rule 84-56

AN ORDER to repeal ch. H 3; and to create ch. HSS 123, relating to prior review of the capital expenditures of hospitals, other acute care facilities and home health agencies.

Submitted by Department of Health and Social Services.

No action taken.

Clearinghouse Rule 84-132

AN ORDER to amend Ag 10.04 (1) (b) and (4); and to repeal and recreate Ag 10.57, relating to pseudorabies control.

Submitted by Department of Agriculture, Trade and Consumer Protection.

No action taken.

RODNEY C. MOEN
Chair

State of Wisconsin
Revisor of Statutes Bureau
Madison, Wisconsin

February 1, 1985

Donald J. Schneider
Senate Chief Clerk
Dear Mr. Schneider:

The following rules have been published and are effective:

Clearinghouse Rule 84- 16 effective February 1, 1985.

Clearinghouse Rule 84- 53 effective February 1, 1985.

Clearinghouse Rule 84- 83 effective February 1, 1985.

Clearinghouse Rule 84- 87 effective February 1, 1985.

Clearinghouse Rule 84- 92 effective February 1, 1985.

Clearinghouse Rule 84- 93 effective February 1, 1985.

Clearinghouse Rule 84-106 effective February 1, 1985.

Clearinghouse Rule 84-116 effective February 1, 1985.

Clearinghouse Rule 84-118 effective February 1, 1985.

Clearinghouse Rule 84-119 effective February 1, 1985.

Clearinghouse Rule 84-123 effective February 1, 1985.

Clearinghouse Rule 84-131 effective February 1, 1985.

Clearinghouse Rule 84-132 effective February 1, 1985.

Clearinghouse Rule 84-144 effective February 1, 1985.

Clearinghouse Rule 84-145 effective February 1, 1985.

Clearinghouse Rule 84-149 effective February 1, 1985.

Clearinghouse Rule 84-188 effective February 1, 1985.

Clearinghouse Rule 84-199 effective February 1, 1985.

Omitted from previous reports:

Clearinghouse Rule 83- 37 effective July 1, 1986.

Clearinghouse Rule 83- 94 effective July 1, 1984.

Sincerely,

GARY L. POULSON
Assistant Revisor

CALENDAR OF FEBRUARY 5

Senate Bill 6

Relating to cooperation by the department of natural resources with other organizations and individuals concerning forestry.

Read a second time.

The question was: Adoption of senate amendment 1? Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 6

Read a third time and passed.

Assembly Bill 4

Relating to adjustments of Wisconsin state property tax relief credits due to annexations.

Read a second time.

Senate amendment 1 offered by Senator George.

The question was: Adoption of senate amendment 1?

Senator Ellis moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Andrea, Ellis, Engeleiter, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Leraan, Lorman, McCallum, Otte, Roshell, Rude, Stitt, Theno and Van Sistine -- 18.

Noes -- Senators Adelman, Chilsen, Chvala, Cullen, Czarnezki, Davis, Feingold, George, Lee, Moen, Norquist, Plewa, Risser, Strohl and Ulichny -- 15.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 2 offered by Senator Lee.

The question was: Adoption of senate amendment 2?

Senator Otte moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 8; noes, 25; absent or not voting, 0; as follows:

Ayes -- Senators Andrea, Chilsen, Davis, Lasee, Leraan, Otte, Roshell and Stitt -- 8.

Noes -- Senators Adelman, Chvala, Cullen, Czarnezki, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lee, Lorman, McCallum, Moen, Norquist, Plewa, Risser, Rude, Strohl, Theno, Ulichny and Van Sistine -- 25.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 2? Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 4

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stiitt, Strohl, Theno, Ulichny and Van Sistine -- 32.

Noes -- Senator George -- 1.

Absent or not voting -- None.

So the bill was concurred in as amended.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Cullen, with unanimous consent, the Senate returned to the eighth order of business.

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in:

Assembly Joint Resolution 10

**MESSAGE FROM THE ASSEMBLY
CONSIDERED**

Assembly Joint Resolution 10

Designating April 1985 as Parliamentary Law Month.

By Representatives Loftus, T. Thompson, Becker and R. Thompson.

Read and referred to committee on Senate Organization.

CITATIONS

MOTIONS UNDER SENATE RULE 98

A Certificate of Commendation by Senator Ellis for CHRISTOPHER POLLEY on the occasion of becoming an Eagle Scout;

A Certificate of Commendation by Senator Ellis for GARY EKLUND, JR. on the occasion of becoming an Eagle Scout;

A Certificate of Commendation by Senator Ellis for DANIEL PLACHINSKI on the occasion of becoming an Eagle Scout;

A Certificate of Commendation by Senator Ellis for JEREMY LAFFIN on the occasion of becoming an Eagle Scout;

A Certificate of Commendation by Senator Engeleiter cosponsored by Representative John Young for THE BROOKFIELD WOMEN'S CLUB on the occasion of their 40th anniversary;

A Certificate of Commendation by Senator Helbach for SALLY HANSON on the occasion of her retirement;

A Certificate of Congratulations by Senator Lasee for WILL REVOLINSKY on the occasion of attaining Eagle Scout;

A Certificate of Congratulations by Senator Plewa for GEORGE AND FRANCES SKWIERAWSKI on the occasion of their 50th Wedding Anniversary;

A Certificate of Commendation by Senator Lorge for PATRICIA A. KNUDTSON on the occasion of completing 16 1/2 years of dedicated and efficient service;

A Certificate of Commendation by Senator Andrea cosponsored by Representatives Antaramian, Barca and Porter for AKSEL CHRISTENSEN on the occasion of his 90th Birthday;

A Certificate of Congratulations by Senator Harsdorf for ROY SIMENSON on the occasion of his retirement;

A Certificate of Congratulations by Senator Kreul cosponsored by Representative Schultz for ROBERT SCHEIBLE on the occasion of retirement as Sauk County Register of Deeds;

A Certificate of Commendation by Senator Ulichny for SAUL SORRIN on the occasion of his retirement from the Milwaukee Jewish Council;

A Certificate of Commendation by Senator Kincaid for KEN OLDENBURG on the occasion of his retirement as Lincoln County Clerk;

A Certificate of Congratulations by Senator Lasee for BRIAN ROQUE on the occasion of attaining Eagle Scout;

A Certificate of Commendation by Senator Helbach for DONALD E. "Woody" GRUBER on the occasion of his leaving the Department of Natural Resources after 28 years of service;

A Certificate of Congratulations by Senator Plewa for the SYRENA POLISH FOLK DANCE ENSEMBLE OF MILWAUKEE on the occasion of their 10th Anniversary;

A Certificate of Commendation by Senator Stiitt for SENATOR ROD JOHNSTON on the occasion of his years of legislative service;

A Certificate of Commendation by Senator Lasee for ERNALD VISTE on the occasion of 54 years of service as Baileys Harbor Town Clerk;

A Certificate of Congratulations by Senator Plewa for RITA DOLORES OLSON on the occasion of her 50th birthday;

A Certificate of Commendation by Senator Ellis for PAUL THOMAS DODD on the occasion of becoming an Eagle Scout;

A Certificate of Commendation by Senator Risser for ELDON HOEL on the occasion of his retirement as Madison City Clerk;

A Certificate of Congratulation by Senator Plewa for MICHAEL AND CLARA DREW on the occasion of their 50th Wedding Anniversary.

MOTIONS UNDER JOINT RULE 7

A Certificate of Commendation by Senator Rude cosponsored by Representative Johnsrud for ERNEST URBAN on the occasion of his retirement from public service to Vernon County;

A Certificate of Commendation by Senator McCallum cosponsored by Representative Buettner for CARL AND RUTH STEIGER for their years of service and contributions to the City of Oshkosh and the people of the State of Wisconsin;

A Certificate of Commendation by Senator Harsdorf cosponsored by Representative Paulson for KATHARINE MOORE for her years of commitment and service to the people of Balsam Lake and Polk County;

A Certificate of Commendation by Senators Davis and Adelman cosponsored by Representatives Wimmer and Lepak for ESTHER CHRISTENSON on the occasion of her retirement as the Town of Mukwonago Treasurer;

A Certificate of Commendation by Senator George cosponsored by Representative Marcia Coggs for DR. WILLIAM E. FINLAYSON on the occasion of dedicated Community Service;

A Certificate of Commendation by Senator Harsdorf cosponsored by Representative Paulson for WEST SWEDEN GRACE LUTHERAN CHURCH on the 100th Anniversary of their first service;

A Certificate of Commendation by Senator Harsdorf cosponsored by Representative Paulson for HARRIET WADE on the occasion of her retirement as Polk County Court Reporter;

A Certificate of Commendation by Senator Kincaid cosponsored by Representative Holperin for the COMMUNITY OF MINOCQUA on the occasion of Winterama '85;

A Certificate of Commendation by Senator Harsdorf cosponsored by Representative Berndt for AUSTIN RISCHER on the occasion of his retirement from military service;

A Certificate of Congratulation by Senator Harsdorf cosponsored by Representative Paulson for CHARLES AND CLARICE NELSON on the occasion of their 50th Wedding Anniversary;

A Certificate of Commendation by Senator George cosponsored by Representative Marcia Coggs for REVEREND WILLIAM J. CLAVIN for his many years of dedicated service;

A Certificate of Commendation by Senator George cosponsored by Representative Marcia Coggs for REVEREND LEONARD MCDONALD for his many years of dedicated service;

A Certificate of Congratulation by Senator Helbach cosponsored by Representative Hasenohrl for the DENTAL CLINIC OF MARSHFIELD S.C. on the occasion of being named Marshfield Area Chamber of Commerce "Firm of the Year";

A Certificate of Commendation by Senator George cosponsored by Representatives Marcia Coggs, Williams, and Spencer Coggs for VERNICE GALLIMORE on her being principal honoree of Black Women's Network's 5th Annual Women of Color Recognition;

A Certificate of Commendation by Senator Plewa cosponsored by Representative Tesmer for SHIRLEY DRESSNANDT on the occasion of her being named the St. Francis Association of Commerce 1984 "Citizen of the Year";

A Certificate of Commendation by Senator Otte cosponsored by Representative Potter for KENNETH KUNDE in recognition of his distinguished record of service;

A Certificate of Commendation by Senator Chvala cosponsored by Representative Manske for ROSS SLAGG on the occasion of the heroic rescue of his friend;

A Certificate of Commendation by Senator Leean cosponsored by Representative Byers for DAVID SPIES on the occasion of receiving the Eagle Scout Award;

A Certificate of Commendation by Senator Leean cosponsored by Representative Byers for MARSHAL URBANZ on the occasion of receiving the Eagle Scout Award.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Thursday, February 7.

10:48 A.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 18

1. Page 2, line 1: substitute "Class" for "class".