

STATE OF WISCONSIN
Assembly Journal
Eighty-Ninth Regular Session

THURSDAY, August 10, 1989

The chief clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Joint Resolution 31** offered by committee on Aging.

Assembly substitute amendment 1 to **Assembly Bill 191** offered by Representative Black.

Assembly amendment 1 to **Assembly Bill 214** offered by Representative Hamilton.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 88-110

Relating to unprofessional conduct.

Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs.
Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-8

Relating to the determination of interest rates applicable to producer claims under the dairy plant security law.

Submitted by Department of Agriculture, Trade and Consumer Protection.

To committee on Agriculture.

Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-52

Relating to temporary licensure of institutions for mental diseases.

Submitted by Department of Health and Social Services.

To committee on Health.

Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-53

Relating to definitions of terms to sanctioned races and raceway facilities for snowmobiles.

Submitted by Department of Natural Resources.

To committee on State Affairs.

Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-60

Relating to a revised surface water quality criterion for a segment of the Oconto River.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-78

Relating to administration of the forest crop law and managed forest law.

Submitted by Department of Natural Resources.

To committee on Rural Development and Forestry.

Referred on August 10, 1989.

Assembly Clearinghouse Rule 89-86

Relating to adjustments in bag limits for walleye and size limits for muskellunge in response to tribal harvest.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on August 10, 1989.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Bill 477

Relating to eliminating significant differences between wages and benefits received by state employes and wages and benefits received in the private sector and creating a board.

By Representatives Welch, Vergeront, Duff and Lepak, cosponsored by Senators Davis and Kreul.

To committee on Labor.

Assembly Bill 478

Relating to creating an exception to the prohibition against age discrimination for certain apprenticeship programs.

By Representatives Krug, Robson, Huber, Schneiders, Bolle, Lehman and Underheim, cosponsored by Senators Roshell, Chilsen and Lorman.

To committee on Small Business, Employment and Training.

Assembly Bill 479

Relating to causing death or great bodily harm by the intoxicated use of a vehicle and providing penalties.

By Representatives Huber, Moore, Stower, Wood, Lautenschlager, Barrett, Zweck, Rosenzweig, Medinger, Notestein, Klusman, Lehman, Brancel, Plache, Carpenter, Black, Bolle, Goetsch, Bock, Rohan, Van Dreel, Underheim, Harsdorf, Gruszynski and Lorge, cosponsored by Senators Te Winkle, Roshell, Buettner, Burke and Lorman.

To committee on Judiciary.

Assembly Bill 480

Relating to the requirements for receiving an automatic joint survivor death benefit under the Wisconsin retirement system.

By Representatives Grobschmidt, Ladwig, Potter, Lorge, Travis, Hamilton, Holschbach, Radtke, Wood, Schneiders, Panzer, Wineke, Musser, Carpenter, Van Dreel, Huber, Walling, Boyle, Baldus, Schneider, Tregoning, Volk, Plache, Ott and Gruszynski, cosponsored by Senators Jauch, Burke, Feingold, Buettner, Moen and Andrea.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 481

Relating to persons who may occupy vehicles operated by persons who hold instruction permits.

By Representatives Musser, Boyle, Zeuske and Lorge, cosponsored by Senator Kreul.

To committee on Highways.

Assembly Bill 482

Relating to waiving fees for hunting and fishing licenses for certain students.

By Representatives Musser, Boyle, Fortis and Lorge.

To committee on Tourism, Recreation and Government Operations.

COMMITTEE REPORTS

The committee on Aging reports and recommends:

Assembly Joint Resolution 31

Relating to proclaiming the week of November 5 to 11, 1989, as "Alzheimer's Disease Awareness Week."

Adoption of assembly substitute amendment 1:
Ayes: (10) Noes: (0)

Adoption: Ayes: (10) Noes: (0)
To committee on Rules.

PEGGY KRUSICK
Chairperson

The committee on Financial Institutions and Insurance reports and recommends:

Assembly Bill 295

Relating to exemption from civil liability for donation, sale or distribution of certain food.

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Assembly Bill 457

An act relating to premiums for coverage under the health insurance risk sharing plan.

Passage: Ayes: (6) Noes: (1)
To committee on Rules.

LOUIS FORTIS
Chairperson

The Joint Survey Committee on Retirement Systems reports and recommends:

Assembly Bill 70

Relating to allowing rollovers from qualified pension plans and individual retirement accounts to the Wisconsin retirement system.

Adoption of report: Ayes: (8) Noes: (1)

To committee on Tourism, Recreation and Government Operations.

Assembly Bill 107

Relating to division of a participant's rights and benefits under the Wisconsin retirement system pursuant to a qualified domestic relations order and making an appropriation.

Adoption of report contingent upon adoption of assembly amendment 1: Ayes: (9) Noes: (0)

To committee on Tourism, Recreation and Government Operations.

RICHARD GROBSCHMIDT
Assembly Chairperson

COMMUNICATIONS

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill or Res No. Enrolled No. Publication date
Assembly Jt. Res. 72 -----37 ----- Not Published

Sincerely,
DOUGLAS La FOLLETTE
Secretary of State

June 19, 1989

Mr. Thomas Melvin
Assembly Chief Clerk
Room 8 West, State Capitol
P.O. Box 8952
Madison, WI 53708

Dear Mr. Melvin:

Wisconsin's Acid Rain Bill, 1985 Wisconsin Act 296, (Sec. 144.389, Wis. Stats.), requires the Department of Natural Resources to:

1. Conduct a study to determine the most cost effective method for reducing nitrogen oxide emissions in the state, and

June 21, 1989

2. Prepare a report on the environmental effects of nitrogen oxide emissions, and recommendations for achieving nitrogen oxide emission reductions.

This letter is to advise you of the status of the report.

The Study was to have been completed by July 1, 1988 and the report was due to the Governor and Chief Clerks of each house of the legislature by January 1, 1989.

I gave notice in a letter to you dated December 9, 1988, that due to unavoidable delays, the submittal date for completion of the Study was moved up to April 1, 1989 and the date for submittal of the Report was moved to July 1, 1989. It now appears that there will be further delay.

The statute requires that a Cost Study be undertaken which:

1. Determine the amount of nitrogen oxide emissions in the state.
2. Investigates and determines the costs of specific types of available nitrogen oxide emission control options.
3. Investigates the possible effects on sulfur oxide emissions resulting from implementing nitrogen oxide controls.
4. Investigates the interaction between sulfur dioxide emissions from stationary sources and the potential for permitting a stationary source an increased level of either type of emission in exchange for reducing the other type.

The draft of a report on items 1 and 2 above, part of the Cost Study, was received from the contractor around the middle of January, 1989; a final report from the contractor has still not been received. Additional work is now underway on items 3 and 4 of the Cost Study (with the cooperation and assistance of Wisconsin's utilities and the Public Service Commission, as suggested in the statute) based on the contractor's draft report; completion is not expected until January 1, 1990.

Work on the Report to the Governor and the legislature has begun but completion is now targeted for April 1, 1990. This is due to the delay in the completion of the Cost Study and the need to conduct a public hearing (with a concomitant 30-day public comment period).

Thank you for your patience on this matter. We will continue to keep all of the involved parties informed of our progress.

Sincerely,

C. D. BESADNY

Secretary

Mr. Thomas T. Melvin
Assembly Chief Clerk
Room 8 West, State Capitol
Madison, WI 53702

Dear Mr. Melvin:

This report is the Wisconsin Department of Transportation's response to Section 3052(6m) 1987 Wisconsin Act 27.

“(6m) HOWARD AVENUE STUDY. The Department of Transportation shall study the need for, estimate the cost of, and identify appropriate sources for construction of Howard Avenue between South Pennsylvania Avenue and South Lake Drive in the City of St. Francis. The Department of Transportation shall submit a report of its findings and recommendations to the chief clerk of each house of the Legislature, under Section 13.172(4) of the statutes, no later than June 30, 1989.”

This report is based upon a 1987 study of Howard Avenue done by Howard, Needles, Tammen and Bergendoff (HNTB) at the direction of the City of St. Francis. Our decision to use the HNTB study came after a thorough review of the study and the conclusion that the HNTB study fulfills the requirement of Section 3052(6m) and additional Departmental study was not necessary.

The complete technical report of the Howard Avenue study is available from the Department of Transportation.

Sincerely,
RONALD R. FIEDLER, P.E.
Secretary

June 30, 1989

Thomas Melvin
Assembly Chief Clerk
Room 8 West, State Capitol
Madison, WI 53702

Dear Mr. Melvin:

Pursuant to the requirements of Section 3024(16m)(f) of 1987 Wisconsin Act 399, as amended by 1989 Wisconsin Act 18, I am pleased to submit to the Assembly the **Health Care Status Report by the Office of Health Care Information**. As required, this report fully describes the status of implementation by the Office of Health Care Information of the requirements of Chapter 153, Statutes, from the time I assumed office on July 11, 1988 to the present.

Because our first phase of administrative rules were not promulgated until last December, hospital inpatient discharge data collection did not begin until January 1,

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1989, and data submission to this office was not required until May 30. Since we have not completed all of the editing and verification of the data as required by law, we are presently unable to release any of this information, pursuant to the provisions of Section 3024(16m)(f)3. of 1987 Wisconsin Act 399. In addition, hospital fiscal, charge element, and revenue and expense data for 1987, 1988 and 1989 must be submitted to this office by July 1. We expect to report this latter information to the Legislature as required by Section 153.35, Statutes, by October 1, 1989.

I wish to express our sincere appreciation to Representative Thomas Barrett, Chairperson of the

Assembly Committee on Health, for his co-sponsorship and assistance in the adoption of Senate Bill 48, which clarified and corrected a number of provisions in Chapter 153, Statutes. SB 48 was enacted on June 23 by Governor Thompson as 1989 Wisconsin Act 18.

Should the members of the Assembly have any questions, our office stands ready to assist them in any way possible.

Sincerely,
DAVID L. F. DUAX
Director