

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

THURSDAY, September 24, 1992

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

COMMUNICATIONS

August 17, 1992

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 92-1

Relating to vegetable procurement trade practices.

Submitted by Department of Agriculture, Trade and Consumer Protection.

To committee on Agriculture, Aquaculture and Forestry.

Referred on September 17, 1992.

Assembly Clearinghouse Rule 92-69

Relating to the remission of out-of-state tuition and the residency status of refugees.

Submitted by Board of Vocational, Technical and Adult Education.

To committee on Colleges and Universities.

Referred on September 24, 1992.

Assembly Clearinghouse Rule 92-81

Relating to entering on the department's registry of nursing assistants and aides information about any substantiated complaints of misconduct toward a resident or patient.

Submitted by Department of Health and Social Services.

To committee on Public Health and Regulation.

Referred on September 17, 1992.

Assembly Clearinghouse Rule 92-116

Relating to the reasonable accommodation of students' religious beliefs.

Submitted by University of Wisconsin System.

To committee on Colleges and Universities.

Referred on September 24, 1992.

Assembly Clearinghouse Rule 92-117

Relating to the administration of the lottery tax credit.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on September 24, 1992.

Mr. Thomas Melvin
Assembly Chief Clerk
Room 402, One East Main Street
Madison, WI 53708

Dear Mr. Melvin:

Attached to this letter is the first version of the Clean Water Fund Biennial Finance Plan for FY 1993-1995.

This plan was prepared jointly by the Department of Natural Resources and the Department of Administration Capital Finance Office. Its purpose is to support the administration of the Clean Water Fund which provides financial assistance to municipalities that are required to construct new wastewater treatment facilities to protect the surface water and groundwater of Wisconsin.

The preparation, submission, and review of the Biennial Finance plan by the Joint Committee on Finance, environmental legislative standing committees and Building Commission is required under s. 144.2415(3), Stats. The statute allows the Joint Committee on Finance and each standing committee to submit to the Building Commission its recommendations and comments regarding each version of the Biennial Finance Plan. Additional versions of the Plan will be submitted early next year reflecting the Governor's proposed biennial budget and later next year reflecting the adopted biennial budget.

Department of Natural Resources staff will be submitting the Plan to the Natural Resources Board in late September, as a part of the Department's biennial budget request to the Governor. If the Board requires changes to the Plan, we will send you a revised copy of the Plan outlining the changes.

If you have any questions regarding the Biennial Finance Plan, please contact Paulette Harder at 266-0836 or Frank Hoadley at 266-2305.

Sincerely,

PAULETTE HARDER, Director
Intergovernmental Programs
DNR

FRANK HOADLEY, Director
Capital Finance, DOA

JOURNAL OF THE ASSEMBLY [September 24, 1992]

State of Wisconsin
Department of Health and Social Services
Madison

September 1, 1992

To the Honorable the Assembly:

As required in Sections 227.485(9) and 814.245(10) of the Wis. Stats., I am submitting the report concerning decisions and resulting payments of Attorney fees and related legal costs. Attorney fees and other legal costs are to be paid whenever the opposing party to an agency's Chapter 227 hearing prevails and it's determined the agency's position was not substantially justified. Payments for SFY 1992 are shown on the attached schedule.

In addition, the Department is required to report any awards granted to the Department regarding frivolous motions brought against this Department. If the hearing examiner determines that the motion of the opposing party in any Chapter 227 contested case is frivolous, the examiner may award the state agency all reasonable costs in responding to the motion. In SFY 1992, no motions of opposing parties were found to be frivolous. Consequently, the Department has no awards to report.

Sincerely,
GERALD WHITBURN
Secretary

State of Wisconsin
Department of Agriculture,
Trade and Consumer Protection
Madison

September 14, 1992

To the Honorable the Assembly:

1991 Wisconsin Act 273 created section 1.11(2)(j), Wis. Stats., which requires the submittal of an annual report to the chief clerk of each house of the Legislature by September 15 regarding the preparation of environmental assessments and environmental impact statements. I am submitting the attached report prepared by the Department of Agriculture, Trade and Consumer Protection entitled "Annual Report on Environmental Assessments and Environmental Impact Statements" to comply with this requirement.

Please contact Darrell Bazzell of my staff at 266-7131 if there are any questions regarding the report.

Sincerely,
ALAN T. TRACY
Secretary, DATCP

State of Wisconsin
Department of Natural Resources
Madison

September 14, 1992

To the Honorable the Legislature:

Enclosed is the department's report on its activities under s. 1.11, Wis. Stats. This report is being submitted in conformance with s. 1.11(2)(j), Wis. Stats. as created by 1991 Wisconsin Act 273.

Sincerely,
C. D. BESADNY
Secretary, DNR

State of Wisconsin
Department of Transportation
Madison

September 14, 1992

To the Honorable the Assembly:

The enclosed report has been sent to you pursuant to 1991 Wisconsin Act 273 which created s. 1.11(2)(j) Wis. Stats. This legislation states that:

"Annually, no later than September 15, submit a report to the chief of each house of the legislature for distribution under s. 13.172(2) Wis. Stats., including the number of proposed actions for which an impact statement was required under par. (c) and the number of impact statements prepared under par. (c)."

This report addresses the activities of the Department of Transportation for Fiscal Year 1992, the period from July 1, 1991 to June 30, 1992.

Sincerely,
CHARLES H. THOMPSON
Secretary, DOT