

STATE OF WISCONSIN
Assembly Journal
Ninety-First Regular Session

WEDNESDAY, June 29, 1994

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

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 94-38

Relating to reciprocal certificates.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on June 28, 1994.

Assembly Clearinghouse Rule 94-49

Relating to mines, pits and quarries.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor and Job Training.

Referred on June 28, 1994.

COMMUNICATIONS

State of Wisconsin
Department of Transportation
Madison

June 6, 1994

To the Honorable the Legislature:

This report is required by 1991 Wisconsin Act 269. This law allows a person to have their personal identifiable information withheld from public lists used for marketing. It is referred to as the "Opt Out" provision and was implemented on April 1, 1993.

The law requires the department to withhold information when the record contains an "Opt Out" indicator and the request is for 10 or more driver license or vehicle records. The "Opt Out" provision does not affect the data requested for law enforcement activities, state and federal agency authorized functions, administration of the vehicle recall notification program, billing or paying insurance claims, writing and renewing insurance policies and related underwriting activities.

The total number of "Opt Out" indicators, as of March 1, 1994, is 1576. This number is from three separate record series that reside in different data bases. The driver record has 629 indicators, the physically disabled ID card parking file has 30 and the vehicle registration record has 917. Considering the size of the data bases involved, 3.5 million drivers, 200,000 disabled ID Cards

and 4.2 million vehicle records, these numbers are very low.

Although the law did not require the department to publicize the "Opt Out" option, a press release was issued on April 20, 1993. Since that time, occasional media contacts have been made that temporarily raise awareness of the "Opt Out" provision. For example, in late 1993, a Milwaukee Television Station mentioned the "Opt Out" provision during a story on privacy. The following day, 73 persons called the department to request the "Opt Out" form.

Sincerely,
CHARLES H. THOMPSON
Secretary, DOT

June 20, 1994

Thomas T. Melvin
Assembly Chief Clerk
Suite 402, One East Main Street
P.O. Box 8952
Madison, WI 53708

Dear Clerk Melvin:

Pursuant to adoption by the Illinois House of Representatives, I am enclosing for your attention the following House Resolution No. 86, demanding that "the Department of Defense, the intelligence agencies, the governments of Vietnam, Laos, Kampuchea, Russia and China turn over all documents concerning Prisoners of War and Missing in Action in Laos, Kampuchea and Vietnam":

"BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we request the Attorney General of the State of Illinois, on behalf of the people of the State of Illinois, to file in the United States Supreme Court a cause of action against the government of the United States, especially the Department of Defense and the intelligence agencies and also against the ambassadors or other public ministers and consuls of the governments of Vietnam, Laos, Kampuchea, Russia and China, alleging violation of civil rights of the people of Illinois, especially alleging the violation of the right to life, liberty and the pursuit of happiness of the following named citizens of the State of Illinois..."

JOURNAL OF THE ASSEMBLY [June 29, 1994]

Additional copies of this resolution may be obtained by writing:

The Office of the Clerk
Room 115-State Capitol
Springfield, IL 62706

Any questions concerning the interpretation of this resolution should be directed to the House Sponsor, Representative Wirsing. Transcripts of committee hearings and/or other debate relating to the House's action on this matter may also be available from the Clerk's Office.

Respectfully submitted,
ANTHONY D. ROSSI
Clerk of the House
State of Illinois

State of Wisconsin
Department of Employment Relations
Madison

June 24, 1994

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. One payment for FY 1994 by this agency (DMRS) as a settlement offer is 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 FY 1994, no motions of opposing parties were found to be frivolous. Consequently, the Department has no awards to report.

Sincerely,
JON E. LITSCHER
Secretary