

STATE OF WISCONSIN
Senate Journal
Ninety—Second Regular Session

WEDNESDAY, March 29, 1995

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

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

Senate Joint Resolution 20

Relating to: proclaiming the Milwaukee Lake Schooner Project an official sesquicentennial project.

By Senators Burke, Andrea, Breske, Clausing, Moen, Panzer and Zien; cosponsored by Representatives Bock, Baldus, Boyle, Dobyns, Hahn, Kreuser, Krug, Porter, Schneiders, Turner and Wirch, by request of Department of Natural Resources.

To committee on **Senate Organization**.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 123

Relating to: obtaining title to public real property by adverse possession.

By Senators Breske, Andrea and Burke; cosponsored by Representatives Handrick, Boyle, Ryba, Seratti, Baldus, Hasenohrl, Black and La Fave.

To committee on **State Government Operations and Corrections**.

Senate Bill 124

Relating to: timely filing of sales tax and use tax documents.

By Senators Cowles, Darling, A. Lasee, Huelsman and Fitzgerald; cosponsored by Representatives Schneiders, Musser, Otte, Owens, Baldus, Hahn, Hasenohrl, Robson, Springer, Ryba, Olsen, Seratti, Kaufert, Gunderson and Grothman.

To committee on **State Government Operations and Corrections**.

REPORT OF COMMITTEES

The committee on **Environment and Energy** reports and recommends:

MALICK, CLARENCE W. "BUCK", of Hudson, as a member of the Minnesota-Wisconsin Boundary Area Commission, to serve for the interim term ending September 25, 1997.

Confirmation.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

Robert Cowles
Chairperson

The committee on **Health, Human Services and Aging** reports and recommends:

BENNING, CYNTHIA A., of Fox Point, as a member of the Pharmacy Examining Board, to serve for the interim term ending July 1, 1998.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

GROSSMAN, DR. RONALD E., of River Hills, as a member of the Medical Examining Board, to serve for the interim term ending July 1, 1996.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

HUELSMAN, JOANNE B., of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1997.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

KELL, SUSAN A., of Madison, as a member of the Examining Board of Social Workers, Marriage and Family Therapists, and Professional Counselors, to serve for the term ending July 1, 1998.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

SCHWARTZ, W. R., of Wauwatosa, as a member of the Medical Examining Board, to serve for the term ending July 1, 1998.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

STOLPMAN, KATHLEEN F., of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1997

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

WALL, SCOT, of Cashton, as a member of the Rural Health Development Council, to serve for the interim term ending July 1, 1995.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

WALL, SCOT, of Cashton, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2000.

Confirmation.

Ayes, 7 – Senators Buettner, Rosenzweig, Fitzgerald, Zien, Moen, Breske and Moore.

Noes, 0 – None.

Carol Buettner
Chairperson

The joint committee on **Finance** reports and recommends:

Assembly Bill 21

Relating to: requesting federal waivers under the aid to families with dependent children and job opportunities and basic skills programs; limiting increases in aid to families with dependent children for families that have certain additional children; job orientation and job search requirements, participation requirements and sanctions under the job opportunities and basic skills program; establishing a program for publication of delinquent child support obligors; providing exemptions from emergency rule-making procedures; granting rule-making authority; and making appropriations.

Introduction and adoption of Senate amendment 3.

Ayes, 13 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, Chvala, Brancel, Foti, Porter, Schneiders, Ourada and Harsdorf.

Noes, 2 – Senators George and Coggs.

Concurrence as amended.

Ayes, 13 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, Chvala, Brancel, Foti, Porter, Schneiders, Ourada and Harsdorf.

Noes, 2 – Senators George and Coggs.

Senate Bill 122

Relating to: establishing a development opportunity zone.

Passage.

Ayes, 14 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Senate Bill 75

Relating to: grants to emergency response teams, creating immunity from civil liability for local agencies that sponsor regional or county emergency response teams and making an appropriation.

Introduction and adoption of Senate amendment 1 to Senate substitute amendment 1.

Ayes, 15 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Introduction and adoption of Senate amendment 2 to Senate substitute amendment 1.

Ayes, 15 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Introduction and adoption of Senate amendment 3 to Senate substitute amendment 1.

Ayes, 15 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Adoption of Senate substitute amendment 1 as amended.

Ayes, 15 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Passage as amended with emergency statement.

Ayes, 15 – Senators Leean, Weeden, Farrow, Cowles, Schultz, Panzer, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Coggs.

Noes, 0 – None.

Joseph Leean
Senate Chairperson

The committee on **Senate Organization** reports and recommends:

Senate Joint Resolution 17

Relating to: proclaiming May 3, 1995, Trzeciego Maja Day.

Adoption.

Ayes, 5 – Senators Ellis, Rude, Farrow, Jauch and Risser.

Noes, 0 – None.

Michael Ellis
Chairperson

The committee on **State Government Operations and Corrections** reports and recommends:

Senate Bill 111

Relating to: adjustment of the date of the 1996 spring primary and election and presidential preference primary and certain other dates for election procedures.

Passage.

Ayes, 3 – Senators Drzewiecki, A. Lasee and Fitzgerald.

Noes, 2 – Senators Moen and Breske.

Gary Drzewiecki
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin Department of Transportation

The Honorable, The Legislature:

The following annual report on the Wisconsin Vehicle Inspection Program (WVIP) summarizes the operating data for the 1994 fiscal year. This period covers July 1993 through June 1994.

The Wisconsin Vehicle Inspection Program, in operation since 1984, is one of the primary components in the region's strategy to reduce vehicle emissions in the southeastern Wisconsin ozone non-attainment area. Over 950,000 vehicles are tested annually in Wisconsin's "severe" ozone non-attainment area—which includes Kenosha, Milwaukee, Ozaukee, Racine, Washington and Waukesha Counties. The program was expanded to Sheboygan county in July 1993, which is designated as a "moderate" ozone non-attainment area.

The WVIP test vehicles for hydrocarbon (ozone-forming) and carbon monoxide tailpipe emissions. Since April 1989, vehicles have also undergone an equipment inspection, to make sure that their factory-installed emissions control equipment has not been removed disabled or altered. The program has

effectively prevented an average of 40,000 tons hydrocarbon (HC) and carbon monoxide (CO) vehicle emissions from polluting the air each year.

If you have any questions or comments after reviewing this annual report, please contact us to discuss them.

Sincerely,

DAVID KUSSOW
Director

EDWIN J. HAMMER
Acting Chief

**State of Wisconsin
Gaming Commission**

February 22, 1995

The Honorable, The Legislature:

I am submitting the December 31, 1994 quarterly report of the Wisconsin Gaming Commission as required by s. 565.37(3), Wis. Stats., Lottery sales and financial information, and s. 562.02(1)(g), Racing statistical information.

If there are any questions or comments regarding this report, please do not hesitate to contact me or Commissioner Maureen Hlavacek.

Sincerely,

JOHN M. TRIES
Chairman

**State of Wisconsin
Statewide Employee Assistance Program**

March 20, 1995

The Honorable, The Senate:

As the Statewide Employee Assistance Program (EAP) Director, I am pleased to present you with a report of the State's EAP activity for July 1, 1993, through June 30, 1994. This is the first Statewide EAP report incorporating program utilization from all State agencies and the University of Wisconsin System. We serviced approximately 3,000 employees during this time period with the goal of improving employee well-being and productivity.

The State's EAP is defined as a confidential worksite program designed to assist in prevention, identification and resolution of behavioral, medical and productivity problems associated with employees impaired by personal concerns. These include, but are not limited to: health, marital, family, financial, alcohol, drug, legal, emotional, stress, or other personal problems which may adversely affect job performance. Services provided by the EAP are:

- * consultation and training to supervisors and managers
- * confidential and timely problem assessments
- * referrals for diagnosis, treatment and assistance
- * follow-up with employees who use those services
- * prevention and wellness education for employees

Your support of the statewide EAP is greatly appreciated. If you have any questions or comments about this report, please feel free to call me at (608) 267-1002.

Sincerely,

JAN DELLENBACH
Statewide EAP Director

**State of Wisconsin
Department of Development**

March 22, 1995

The Honorable, The Legislature:

Please accept the 1994 *Permit Information Center Annual Report* of the State of Wisconsin Department of Development,

which is hereby submitted to you in accordance with ss. 560.42(5), Stats.

Sincerely,

WILLIAM MCCOSHEN
Secretary

**State of Wisconsin
Judicial Commission**

March 22, 1995

The Honorable, The Legislature:

Please accept the 1994 annual report of the Wisconsin Judicial Commission, which is hereby submitted to you in accordance with ss. 757.97, Stats.

Sincerely,

JAMES ALEXANDER
Attorney at Law

**State of Wisconsin
University Wisconsin Medical School**

March 23, 1995

The Honorable, The Legislature:

Annual Report on Family Practice

In compliance with 1991 Wisconsin Act 39, Section 13.106, I enclose:

* A summary of the finances of the Department of Family Medicine for 1993-94

* A summary of the practice locations for the 1993 and the 1994 graduates of the residency program in Family Medicine.

In addition, Act 39 requires a report on the number of graduates entering family practice as a career. Of the students graduating from the UW Medical School in December, 1992, May 1993, and August 1993, a total of 27 entered residencies in family medicine. Of the students graduating in December, 1993, May, 1994 and August, 1994, a total of 34 entered residencies in family medicine. We cannot know with certainty that all of these students will enter family practice as a career, but they have at least set off in that direction.

If you need any further information, please let me know.

Sincerely,

PHILIP M. FARRELL
Interim Dean, UW Medical School

R. DRACHENBERG
Administrator, Department of Family Medicine

P. DEMARSE
Assistant Dean, Medical School Academic Affairs Office

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 94-208

Relating to exemption certificates and direct pay permits with respect to sales and use taxes.

Submitted by Department of Revenue.

Report received from Agency, March 22, 1995.

Referred to committee on **State Government Operations and Corrections**, March 29, 1995.

Senate Clearinghouse Rule 94-217

Relating to license renewal after expiration and access to public records.

Submitted by Department of Regulation and Licensing.

Report received from Agency, March 22, 1995.

Referred to committee on **Business, Economic Development and Urban Affairs**, March 29, 1995.

Senate Clearinghouse Rule 95-016

Relating to purchase and crediting of service performed for governmental employers other than participating Wisconsin retirement system employers.

Submitted by Department of Employee Trust Funds.

Report received from Agency, March 24, 1995.

Referred to committee on **State Government Operations and Corrections**, March 29, 1995.

The Committee on **Environment and Energy** reports and recommends:

Senate Clearinghouse Rule 94-128

Relating to certification requirements for.

Modifications requested.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

Senate Clearinghouse Rule 94-219

Relating to boating safety and waterway markers.

Review period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

Robert Cowles

Chairperson

The Committee on **Insurance** reports and recommends:

Senate Clearinghouse Rule 94-223

Relating to the requirements for.

No action taken.

Peggy Rosenzweig

Chairperson

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

1995 SENATE BILL 77

Prepared by the Legislative Reference Bureau
(March 24, 1995)

1. Page 235, line 22: delete "938. 13" and substitute "938.13".