

STATE OF WISCONSIN
Senate Journal
Ninety–Third Regular Session

WEDNESDAY, June 4, 1997

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 25

Relating to: recommending the closing of the navy's Project ELF transmitter.

By Senators Clausing, Jauch and Risser; cosponsored by Representatives Boyle, Black, Krug, Hanson, R. Potter, Bock, Notestein, R. Young and Plouff.

To committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs.**

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 224

Relating to: possession of ignition devices by minors and providing a penalty.

By Senators Grobschmidt, Roessler and Plache; cosponsored by Representatives R. Potter, Krusick, Ladwig, Dobyns, Huber, Urban, Kelso, Baumgart, Ott, Plale, L. Young and Schneider.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs.**

Senate Bill 225

Relating to: the use of original manufacturer replacement parts.

By Senators Risser, Drzewiecki, Grobschmidt, Wirsch, Clausing, Rosenzweig, Burke and Rude; cosponsored by Representatives Freese, Riley, Musser, Reynolds, Urban, Ziegelbauer, Ott, Travis, Underheim, Notestein, Handrick, Staskunas, Otte, L. Young, Albers, Hasenohrl, Hahn, Carpenter, Turner, Ryba and Meyer.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs.**

Senate Bill 226

Relating to: the payment of wages and commissions owed to employes and commission salespersons whose employment ends, the termination or alteration of sales representative agreements and providing penalties.

By Senators Grobschmidt, Huelsman, Shibilski, Farrow and Roessler; cosponsored by Representatives Urban, Hoven, Vrakas, Turner, Duff, Powers, M. Lehman, R. Young, Johnsrud, Musser, Cullen, Schneider, Goetsch, Porter, Black, L. Young,

Ott, Albers, Notestein, F. Lasee, Kaufert, Springer, Plale, Hahn, Baldwin and Riley.

To committee on **Labor, Transportation and Financial Institutions.**

Senate Bill 227

Relating to: requiring headlights and other required lamps on vehicles to be lighted while windshield wipers are being used.

By Senators Rude, Breske and A. Lasee; cosponsored by Representatives Baumgart, Ainsworth, Bock, Dobyns, Dueholm, Kelso, F. Lasee, Ott and Reynolds.

To committee on **Labor, Transportation and Financial Institutions.**

Senate Bill 228

Relating to: immunity of guardians ad litem.

By Senators Adelman and Huelsman; cosponsored by Representatives Vrakas, Murat, Green, R. Young, Gronemus, Cullen, Huber and Notestein.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs.**

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Legislative Audit Bureau**

May 27, 1997

The Honorable, The Legislature:

As a final product of our audit of the Department of Transportation, we have completed an evaluation of the General Transportation Aid program. In calendar year 1997, this program will provide state transportation aid totalling \$292.9 million, including \$222.3 million to Wisconsin's 1,850 municipalities and \$70.6 million to 72 counties. However, local representatives have sought increases in general transportation aid ranging from \$33 million to \$183.9 million annually, primarily to address a backlog of local rehabilitation needs and to provide property tax relief.

Department records indicate that 72.2 percent of local aidable costs can be attributed to local road maintenance and construction activities – including rehabilitation of existing roads and construction of new ones. Police spending accounted for 27.3 percent of aidable costs, while other local costs and revenues combined for the remaining 0.5 percent.

We found that cost categories aidable under the general transportation aid formula could be modified if the State pursues a policy of increased emphasis on maintenance and rehabilitation of existing roads. If additional funding is made available in the 1997–99 budget, it could be distributed using the formula or through the Local Roads Improvement Program, which reimburses up to 50 percent of the cost of improvement projects on existing local roads expected to last ten years or more.

In addition, we found that 361 communities that in 1995 collected \$16.8 million in special assessments for road projects also will receive \$3.2 million in general transportation aid based on the same costs.

We appreciate the courtesy and cooperation extended to us by staff of the department of Transportation and Revenue, and many local officials. The Department of Transportation has chosen not to attach a response to this report.

Sincerely,
DALE CATTANACH
State Auditor

**State of Wisconsin
Legislative Audit Bureau**

May 28, 1997

The Honorable, The Legislature:

To meet our audit requirements under s.139.94 (1) (em), Wis. Stats., we have completed a financial audit of the Wisconsin Lottery for fiscal year 1995-96. Our financial audit included tests to ensure that the financial statements are fairly presented and to assess the internal control policies and procedures and compliance with statutory requirements. In our report, we provide an unqualified, or "clean", opinion on the Wisconsin Lottery's financial statements. The audit report includes no major findings, conclusions, or recommendations.

Copies of the audit report have been distributed to members of the Joint Legislative Audit Committee and those required by law to receive copies. If you are interested in receiving a copy of this report, please contact our office and request report 97-8. The Audit Bureau provided information on the management of the Wisconsin Lottery in an earlier program evaluation that specifically reviewed factors affecting lottery sales and the results of privatization efforts. This report can be obtained by requesting report 97-2.

Sincerely,
DALE CATTANACH
State Auditor

**State of Wisconsin
Ethics Board**

June 3, 1997

To the Honorable the Senate:

At the direction of s. 13.685(7), *Wisconsin Statutes*, I am furnishing you with the names of organizations recently registered with the Ethics Board that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board's records of licensed lobbyists and their employers. For each recently registered organization I have included the organization's description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Organization's authorization of additional lobbyists:

The following organizations previously registered with the Ethics Board have authorized to act on their behalf these additional licensed lobbyists:

Johnson Controls, Inc
Brown, George

Power and Light Company, Wisconsin
Bright, Michael

Theo, Peter

Rifle Assn Institute for Legislative Action, National
Myers, Fred

UW Student Governments, Inc, United Council of
Kuhn, Jamie

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. ROTH JUDD
Executive Director

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

**State of Wisconsin
Revisor of Statutes Bureau**

June 1, 1996

To the Honorable, the Senate:

The following rules have been published:

Clearinghouse Rules	Effective Date(s)
95-217	June 1, 1996
96-44	September 1, 1996
96-95	June 1, 1996
96-129	June 1, 1996
96-136	June 1, 1996
96-156	June 1, 1996
96-158	June 1, 1996
96-167	June 1, 1996
96-170	June 1, 1996
96-171	June 1, 1996
96-179	June 1, 1996
96-181 (part)	June 1, 1996
97-12	June 1, 1996

Sincerely,
GARY L. POULSON
Deputy Revisor

Senate Clearinghouse Rule 97-007

Relating to the requirements for tax deductible long-term care insurance.

Submitted by Office of the Commissioner of Insurance.
Report received from Agency, May 30, 1997.

Referred to committee on **Insurance, Tourism and Rural Affairs**, June 4, 1997.

Senate Clearinghouse Rule 97-022

Relating to applications, examinations and continuing education requirements and to standards of professional conduct of optometrists.

Submitted by Department of Regulation and Licensing.
Report received from Agency, June 2, 1997.

Referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**, June 4, 1997.

Senate Clearinghouse Rule 97-024

Relating to rural counties participating in the Wisconsin breast cancer screening project.

Submitted by Department of Health and Family Services.
Report received from Agency, May 29, 1997.

Referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**, June 4, 1997.

Senate Clearinghouse Rule 97-033

Relating to the determination of prevailing wage rates for workers employed on state or local public works projects.

Submitted by Department of Workforce Development .

Report received from Agency, May 30, 1997.

Referred to committee on **Labor, Transportation and Financial Institutions**, June 4, 1997.

Senate Clearinghouse Rule 97-063

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

Submitted by Department of Transportation.

Report received from Agency, May 30, 1997.

Referred to committee on **Labor, Transportation and Financial Institutions**, June 4, 1997.

The committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs** reports and recommends:

Senate Clearinghouse Rule 96-092

Relating to leave for qualified inmates.

No action taken.

Senate Clearinghouse Rule 96-105

Relating to the temporary release of an inmate under supervision.

No action taken.

Senate Clearinghouse Rule 96-176

Relating to the inmate work and study release program.

No action taken.

Senate Clearinghouse Rule 97-008

Relating to loans to help pay for group housing for persons recovering from alcohol or other drug abuse.

No action taken.

Rodney Moen
Chairperson

The committee on **Utility Regulation** reports and recommends:

Senate Clearinghouse Rule 97-010

Relating to revisions of the state electrical code.

No action taken.

Rodney Moen
Chairperson

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 183

Senate Bill 184

Report correctly enrolled on May 30, 1997.

MOTIONS UNDER SENATE RULE 98

for the Month of May 1997

A certificate of congratulations by Senator Adelman for Joe Asti on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Huelsman for Anthony J. Balistreri on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Chvala for Joseph Barry on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Rosenzweig for Corey Benner Baumann on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Risser for Janet Berge on the occasion of her retirement from the Legislative Council after 41.5 years of dedicated service to the Legislative Branch.

A certificate of commendation by Senator Lasee for Keith Berger on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Drzewiecki for Sara Billodeau on the occasion of being selected as the 1996 Northeastern Wisconsin Special Olympics "Outstanding Youth Volunteer of the Year".

A certificate of commendation by Senator Grobschmidt for Robert J. Blonski on the occasion of his retirement after 30 years of dedicated service to the Lincoln Community Bank.

A certificate of commendation by Senator Lasee for Nicholas R. Bornemann on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Fitzgerald for the Village of Cambridge on the occasion of celebrating their 150th Sesquicentennial.

A certificate of commendation by Senator Farrow for Patrick Condon on the occasion of his 39 years of service and devotion to the Hamilton School District.

A certificate of commendation by Senator Ellis for Brian Alan Curler on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Wirch for Connie Ferwerda on the occasion of her many distinctive contributions to the Kenosha community.

A certificate of commendation by Senator Drzewiecki for Matthew M. Findon on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Moore for Kristy Frank on the occasion of her love for literary imagination imparting her legacy to her students for 30 years.

A certificate of congratulations by Senator Rosenzweig for Eric Kenneth Fredlund on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Decker for Jarett Gilbertson on the occasion of designing the award winning poster celebrating Arbor Day.

A certificate of congratulations by Senator Rude for Martha Gilbertson on the occasion of celebrating her 100th Birthday.

A certificate of congratulations by Senator Moen for the Grand View Care Center and to the past and present Board of Directors, Administrators, employees, residents, family and friends who have shared in the providing of 30 years of dedication and quality care.

A certificate of commendation by Senator Farrow for Stan Grove on the occasion of his 36 years of service and devotion to the Hamilton School District.

A certificate of congratulations by Senator Adelman for Nicholas Heckel on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Farrow for Leigh Janett on the occasion of his 35 years of service and devotion to the Hamilton School District.

A certificate of commendation by Senator Lasee for Peter Jauquet on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Farrow for Carole Johnson on the occasion of her 28 years of service and devotion to the Hamilton School District.

A certificate of congratulations by Senator Grobschmidt for Kindcare, Inc. on the occasion of celebrating their 20th Anniversary.

A certificate of commendation by Senator Decker for Mark Knox on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Panzer for John Kunde on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Roessler for Clare and Patricia LaPlante on the occasion of celebrating their 50th Wedding Anniversary.

A certificate of commendation by Senator Roessler for Timothy Larson on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Huelsman for Greg Letts on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Breske for Tony Lorbetske on the occasion of his 42 years of public service to the Town of Sugar Camp and to Wisconsin.

A certificate of commendation by Senator Farrow for Norm Marquardt on the occasion of his 11 years of service and devotion to the Hamilton School District.

A certificate of commendation by Senator Schultz for Jeannine Mueller on the occasion of her years of volunteerism and other contributions to the City of Reedsburg.

A certificate of congratulations by Senator Chvala for Joe Nesbit on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Adelman for James Nimmer Jr. on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Wirch for Timothy Overocker on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Wirch for Tom Overocker on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator George for Bishop Earl Parchia who founded the Mount Zion Assembly Healing Temple on the occasion it is celebrating its 46th Anniversary.

A certificate of commendation by Senator Huelsman for Nicholas R. Pepper on the occasion of earning and attaining the rank of the Eagle Scout.

A certificate of congratulations by Senator Rosenzweig for Raymond Perry on the occasion of being named the Wauwatosa's 1996 Distinguished Citizen of the Year.

A certificate of congratulations by Senator Burke for the Pius XI High School Girls Basketball Team on the occasion of their 1997 Wisconsin Independent Schools Athletic Association Division 1 Title.

A certificate of congratulations by Senator Adelman for Mary Riggs on the occasion of her retirement after serving 42 years as a dedicated teacher.

A certificate of congratulations by Senator Jauch for Senator Fred Risser on the occasion of his many dedicated years to the State of Wisconsin and the celebrating of his 70th Birthday.

A certificate of congratulations by Senator Adelman for Christopher Roensch on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Adelman for Keith Satorius on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Fitzgerald for Joe Schmeisser on the occasion earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Darling for Michael Schulte on the occasion of being named Shorewood Men's Club "Man of the Year".

A certificate of commendation by Senator Rude for Colonel David Schumacher on the occasion of his retirement after 30 years of service in the Wisconsin Army National Guard.

A certificate of congratulations by Senator Moen for Ryan Shook on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Adelman for Douglas Edward Smith on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Burke for Douglas E. Smith on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Farrow for George C. Soteropoulos on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator Chvala for the students of St. Dennis School who organized a "Flood Walk" to assist families affected by the flooding in South Dakota.

A certificate of commendation by Senator Decker for Michael Edward Steele on the occasion of earning and attaining the the of the Eagle Scout Award.

A certificate of commendation by Senator Huelsman for Richard Stephan on the occasion of his 50 years of dedicated service as a volunteer with the Dousman Fire Department.

A certificate of commendation by Senator Farrow for Derek Tiefenthaler on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Farrow for Terry Tuttrup on the occasion of his 37 years of service and devotion to the Hamilton School District.

A certificate of congratulations by Senator Adelman for Jacob Weber on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by Senator Farrow for Helen Weighter on the occasion of her 31 years of service and devotion to the Hamilton School District.

A certificate of commendation by Senator Lasee for Jonathan West on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by Senator George for Bishop J.C. Williams on the occasion of celebrating 50 years of outstanding service as Pastor at the Holy Tabernacle/Williams Temple Church of God in Christ.