

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Third Regular Session

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WEDNESDAY, October 15, 1997

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The Chief Clerk makes the following entries under the above date.

**INTRODUCTION, FIRST READING AND REFERENCE OF BILLS**

Read first time and referred:

**Senate Bill 317**

Relating to: sexual assault and providing a penalty.

By Senator Adelman; cosponsored by Representative Rutkowski.

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

**Senate Bill 318**

Relating to: dispute settlement procedures in local government employment other than law enforcement and fire fighting employment.

By Senators Shibilski, Wineke, Burke, George, Breske, Risser and Clausing; cosponsored by Representatives Baldwin, Wood, Linton, Ryba, Plouff, J. Lehman, Boyle, Riley, Bock, Hanson, R. Young and Black.

To committee on **Education.**

**Senate Bill 319**

Relating to: release of patient health care records to the patient's health care provider.

By Senators Wirch, Schultz and Roessler; cosponsored by Representatives Ziegelbauer, Ott, Musser, Gronemus, Turner, F. Lasee, Goetsch, Sykora, Porter and Williams.

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

**Senate Bill 320**

Relating to: providing the jury with an explanation regarding the results of their findings.

By Senators Burke, Moen, Decker and Plache; cosponsored by Representatives Cullen, Krug, Lorge and La Fave.

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

**Senate Bill 321**

Relating to: increasing the number of circuit court branches.

By Senators Adelman, Fitzgerald, Rude, Breske, Roessler, Burke, Huelsman, Weeden, Grobschmidt and Farrow; cosponsored by Representatives Huebsch, Ourada, Dobyns, Foti, Ward, L. Young, La Fave, Owens, Wood, Walker, Staskunas, Notestein, Gronemus, Meyer, Huber, Nass, Olsen, R. Potter and Wasserman.

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

**Senate Bill 322**

Relating to: certification requirements for dietitians.

By Senators Moen, Roessler, Breske, Rosenzweig, Burke, Farrow and Huelsman; cosponsored by Representatives Urban,

Robson, Handrick, Carpenter, Bock, M. Lehman, Meyer, Ott, La Fave, Porter, Duff, Seratti, Kreibich, Plale, Notestein, Kelso and Springer.

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

**Senate Bill 323**

Relating to: various changes to the worker's compensation law.

By Senators Plache and Zien; cosponsored by Representatives Vrakas and Vander Loop.

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

**Senate Bill 324**

Relating to: allowing audiologists to engage in the practice of fitting and selling hearing aids without obtaining a hearing instrument specialist license, continuing education for hearing instrument specialists, audiologists and speech–language pathologists and granting rule–making authority.

By Senators Moen, Burke, Fitzgerald, Breske and Grobschmidt; cosponsored by Representatives Underheim, Bock, Kaufert, Jensen, Kunicki, La Fave, Johnsrud, Lorge and Olsen.

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

**Senate Bill 325**

Relating to: the amount of assistance for funeral or burial expenses of recipients under certain benefits and assistance programs and the value of an irrevocable burial trust that is excluded from the resource determination under the medical assistance program.

By Senator Moen; cosponsored by Representatives Underheim, Hasenohrl, Kelso, Plouff, Seratti, Lorge and Albers.

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

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**REPORT OF COMMITTEES**

The committee on **Education** reports and recommends:

**Senate Bill 326**

Relating to: creating a tuition protection program for students enrolled in proprietary schools, granting rule–making authority and making an appropriation.

Introduction.

Ayes, 7 – Senators C. Potter, Jauch, Shibilski, Grobschmidt, Darling, Huelsman and Roessler.

Noes, 0 – None.

To committee on **Education.**

Calvin Potter  
Chairperson

**PETITIONS AND COMMUNICATIONS**

**Wisconsin State Senator  
Richard Grobschmidt**

October 13, 1997

The Honorable, The Senate:

I am currently serving on the Commission on Privatization. Do to scheduling conflicts and my legislative workload, I request that I be removed as a member of this Commission.

Thank you for your assistance in this request. Should you have any questions, or require further information, please feel free to contact me.

Sincerely,

RICHARD GROBSCHMIDT  
State Senator  
7th Senate District

**State of Wisconsin  
Department of Transportation**

October 7, 1997

The Honorable, The Senate:

The enclosed report has been sent to you pursuant to sec. 1.11(2)(j), Stats. This statute states:

*“Annually, no later than September 15, submit a report to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172(2), including the number of proposed actions for which the agency conducted an assessment of whether 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 1997, the period from July 1, 1996 to June 30, 1997.

We apologize for the tardiness of this report.

Sincerely,

CHARLES H. THOMPSON  
Secretary

**State of Wisconsin  
Joint Survey Committee on Retirement Systems  
and the Retirement Research Committee**

October 9, 1997

The Honorable, The Senate:

Enclosed is a copy of the Reports of the Joint Survey Committee on Retirement Systems to the 1995 Legislature. I would appreciate it if you would note in the next Journal of the Senate that this report has been filed in your office and that limited copies are available from the Committee office.

Sincerely,

DEBRA K. BREGGEMAN  
Program Assistant

**State of Wisconsin  
Department of Health and Family Services**

October 1, 1997

The Honorable, The Legislature:

State statute s. 46.277(5m) requires that the Department of Health and Family Services submit a report to the Legislature each year by October 1, describing the cost and quality of services used under the Medicaid Waiver Program and the extent to which existing services have been used under the program in the preceding calendar year. The attached report covers calendar year 1996 activity for the Community Options Program Waiver and the Community Integration Program II.

These programs are designed to relocate or divert elderly and physically disabled persons from nursing homes and finance their care with Medicaid in a community setting. The level of Medicaid waiver funding must be no greater than the Medicaid cost for nursing home care. This annual report demonstrates that Wisconsin is in compliance with these regulations.

Sincerely,

JOE LEEAN  
Secretary

**State of Wisconsin  
Ethics Board**

October 14, 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.

**Organizations recently registered:**

Below are the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

**Atlantic Richfield Co (ARCO)**

Subject(s): Product liability, lead paint related legislation.

Broydrick, William

McIntosh, Forbes

**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:

**Optometric Assn, Wisconsin**

Theo, Peter

**Smokeless Tobacco Council Inc**

Osborne, Patrick

**Termination of lobbying authorizations:**

The following individuals are no longer authorized to lobby on behalf of the organizations listed below, as of the dates indicated.

**ANR Advance Transportation Co**

Turcott, Robert 10/10/97

**Smokeless Tobacco Council Inc**

Stenger, Scott 10/13/97

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

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**EXECUTIVE COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor**

September 29, 1997

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SANNER, LINDA M., of Portage, as a member of the Nursing Board, to serve for the term ending July 1, 2000.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs.**

**State of Wisconsin  
Office of the Governor**

September 29, 1997

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PANKA, MARILYNN J., of Prairie du Chien, as a member of the Nursing Board, to serve for the term ending July 1, 2001.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs.**

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

**Senate Clearinghouse Rule 97-096**

Relating to the inspection of elevators and mechanical lifting devices.

Submitted by Department of Commerce.

Report received from Agency, October 14, 1997.

Referred to committee on **Economic Development, Housing and Government Operations**, October 15, 1997.