

1997-98 SESSION  
COMMITTEE HEARING  
RECORDS

Committee Name:

Joint Committee for  
Review of  
Administrative Rules  
(JCR-AR)

Sample:

- Record of Comm. Proceedings
- 97hrAC-EdR\_RCP\_pt01a
- 97hrAC-EdR\_RCP\_pt01b
- 97hrAC-EdR\_RCP\_pt02

➤ Appointments ... Appt

➤

➤ Clearinghouse Rules ... CRule

➤

➤ Committee Hearings ... CH

➤

➤ Committee Reports ... CR

➤

➤ Executive Sessions ... ES

➤

➤ Hearing Records ... HR

➤

➤ Miscellaneous ... Misc

➤ 97hr\_JCR-AR\_Misc\_pt23b

➤ Record of Comm. Proceedings ... RCP

➤

JCRAR HEARING - 9/1/16

Joint  
Committee Report

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The Joint Committee for Review of Administrative Rules Reports:

**Emergency Rule DOC 328**

**Relating to the detention of felony probationers and parolees by the Department. Submitted by the Department of Corrections.**

September 16, 1998

EXECUTIVE SESSION HELD

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 328 by 13 days, at the request of the Department of Corrections.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.

**Emergency Rule ILHR 47**

**Relating to the Petroleum Environmental Cleanup Fund. Submitted by the Department of Commerce.**

September 16, 1998

EXECUTIVE SESSION HELD

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of ILHR 47 by 60 days, at the request of the Department of Commerce.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (1) Representative R. Young.

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 1 Absent.

**Emergency Rule COMM 69.18(2)(a)**

**Relating to the exemption of elevator access to certain areas within government-owned buildings. Submitted by the Department of Commerce.**

September 16, 1998

**EXECUTIVE SESSION HELD**

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of COMM 69.18(2)(a)2.c. by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.

**Emergency Rule PSC 16.05**

**Relating to Educational Telecommunications Access Program.**

September 16, 1998

**EXECUTIVE SESSION HELD**

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date PSC 16.05 *et. al.* by 60 days, at the request of the Public Service Commission.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.

**Emergency Rule TCS 15**

**Relating to the faculty development grants in the Wisconsin Technical College System. Submitted by the Wisconsin Technical College System Board.**

September 16, 1998

**EXECUTIVE SESSION HELD**

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint

Committee for Review of Administrative Rules extend the effective date of TCS 15 by 60 days, at the request of the Wisconsin Technical College System Board.

Ayes: (9) Representatives Grothman, Gunderson, Seratti and R. Young; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (1) Representative Kreuser.

Absent: (0) None.

Motion Carried: Extension Granted.  
9 Ayes, 1 Noes, 0 Absent.

**Emergency Rule HSS 196.03(22)(e) - (g) Relating to the regulation of concession stands at local sporting events. Submitted by the Department of Health and Family Services.**

September 16, 1998

EXECUTIVE SESSION HELD

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of HFS 196 by 52 days, at the request of the Department of Health and Family Services.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.

## PECFA Program

Relating to the development of administrative code for the PECFA program and the Memorandum of Understanding (MOU) between the Department of Commerce (DOC) and the Department of Natural Resources (DNR), including but not limited to agency functions with respect to the MOU and the administration of the PECFA program; methods for classification of low, medium, and high priority sites; data models for tracking sites; criteria for the establishment of preventative action limits and other standards; methods for handling sites that exceed the preventative action limits but are less than enforcement standards in order to close sites in a more timely and efficient manner; criteria for mini-investigations; criteria for approval process and costs for this process; criteria for approval process for site investigation reports sent to the Departments directly by consultants; methods for capping costs for services provided under the PECFA program; risk-based corrective action; the transfer of sites from the DNR to the DOC; rationale and need for emergency rule NR 749; methods to reduce backlog for payment of claims; funding alternatives; and the comparison of Wisconsin with other states.

September 16, 1998

### EXECUTIVE SESSION HELD

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.26(2)(b), Stats., the Joint Committee for Review of Administrative Rules direct the Department of Commerce and the Department of Natural Resources to promulgate as a joint Emergency Rule, within 30 days, those portions of the Memorandum of Understanding between the Departments of Commerce and Natural Resources relating to the classification of contaminated sites, the disbursement of funds, and all other statements of policy.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (1) Representative R. Young.

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 1 Absent.



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Senator Robert T. Welch  
Senate Co-Chairman

---

Representative Glenn S. Grothman  
Assembly Co-Chairman



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

September 17, 1998

The Honorable Brian Rude  
Senate President  
119 Martin Luther King, Jr. Blvd., Room 102  
Madison, WI 53702

The Honorable Scott Jensen  
Assembly Speaker  
State Capitol Building, Room 211 West  
Madison, WI 53702

Dear President Rude and Speaker Jensen:

The Joint Committee for the Review of Administrative Rules met in Executive Session on September 16, 1998 and adopted the following motions:

**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 328 by 13 days, at the request of the Department of Corrections.

Ayes: (10) Representatives Grothman, Gunderson,  
Seratti, R. Young, and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Noes: (0) None.

Absent: (0) None.

**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of ILHR 47 by 60 days, at the request of the Department of Commerce.

Ayes: (9) Representatives Grothman, Gunderson,  
Seratti, and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Noes: (0) None.

Absent: (1) Representative R. Young.

**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of COMM 69.18(2)(a)2.c. by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of PSC 16.05 et. al. by 60 days, at the request of the Public Service Commission.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of TCS 15 by 60 days, at the request of the Wisconsin Technical College System Board.

Ayes: (9) Representatives Grothman, Gunderson, Seratti and R. Young; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (1) Representative Kreuser.

Absent: (0) None.



**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of HFS 196 by 52 days, at the request of the Department of Health and Family Services.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

**Moved by** Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.26(2)(b), Stats., the Joint Committee for Review of Administrative Rules direct the Department of Commerce and the Department of Natural Resources to promulgate as a joint Emergency Rule, within 30 days, those portions of the Memorandum of Understanding between the Departments of Commerce and Natural Resources relating to the classification of contaminated sites, the disbursement of funds, and all other statements of policy.

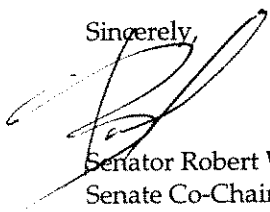
Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

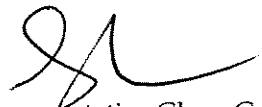
Absent: (1) Representative R. Young.

Pursuant to s. 227.24(2)(c), stats., as treated by 1997 Wisconsin Act 185, please forward a copy of this notice to the chairperson of the standing committee in your respective house most likely to have jurisdiction over the Clearinghouse Rule corresponding to this emergency rule.

Sincerely,



Senator Robert Welch  
Senate Co-Chair



Representative Glenn Grothman  
Assembly Co-Chair

BW:GG:swk

# RECORD OF COMMITTEE PROCEEDINGS

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## Joint Committee for Review of Administrative Rules

### Emergency Rule PSC 16.05

**Relating to** Educational Telecommunications  
Access Program.

June 30, 1998

#### EXECUTIVE SESSION HELD

Present: (8) Senators Welch, Darling, Huelsman  
and Grobschmidt; Representatives Grothman,  
Gunderson, Seratti and Krueser.

Absent (1) Representative Young

Moved by Senator Welch, seconded by  
Representative Seratti, that pursuant to  
s. 227.24(2)(a), the Joint Committee for Review  
of Administrative Rules extend the effective  
period of the emergency rule PSC 16.05 et. al.  
by 60 days, at the request of the Public Service  
Commission

Ayes (8) Senators Welch, Darling, Huelsman and  
Grobschmidt; Representatives Grothman,  
Gunderson, Seratti and Krueser.

Noes (0)

Absent (1) Young

**Extension Granted, Ayes 8, Noes 0, Absent 1**

September 16, 1998

#### EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson,  
Seratti, R. Young and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that,  
pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of  
Administrative Rules extend the effective date of PSC 16.05, *et. al.* by  
60 days, at the request of the Public Service Commission.

Ayes: (10) Representatives Grothman, Gunderson,  
Seratti, R. Young, and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.



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Les Wakefield, Committee Clerk

**PECFA Program**

**Relating to** the development of administrative code for the PECFA program and the Memorandum of Understanding (MOU) between the Department of Commerce (DOC) and the Department of Natural Resources (DNR), including but not limited to agency functions with respect to the MOU and the administration of the PECFA program; methods for classification of low, medium, and high priority sites; data models for tracking sites; criteria for the establishment of preventative action limits and other standards; methods for handling sites that exceed the preventative action limits but are less than enforcement standards in order to close sites in a more timely and efficient manner; criteria for mini-investigations; criteria for approval process and costs for this process; criteria for approval process for site investigation reports sent to the Departments directly by consultants; methods for capping costs for services provided under the PECFA program; risk-based corrective action; the transfer of sites from the DNR to the DOC; rationale and need for emergency rule NR 749; methods to reduce backlog for payment of claims; funding alternatives; and the comparison of Wisconsin with other states.

September 16, 1998

**PUBLIC HEARING HELD**

**Persons Appearing In Support of Changes**

- Thomas Reinsch, Ripon – Condon Oil Company
- Jennifer Badeau, Madison – Petroleum Marketers Association of Wisconsin

**Persons Appearing in Opposition to Changes**

- None

**Persons Registering in Support of Changes**

- Attorney Donald P. Gallo, Milwaukee – Petroleum Marketers Association of Wisconsin, Wisconsin Association of Convenience Stores
- Carolyn Moss, Fairfax VA – Mobil Oil Corporation

**Persons Registering in Opposition to Changes**

- None

**Persons Appearing for Information Only**

- Boyd Possin, De Pere
- John Alberts, Oconomowoc – Department of Commerce
- William J. Morrissey, Madison – Department of Commerce
- Jay Hochmuth, Madison – Department of Natural Resources
- Maurine Herbst, Wautoma
- Dr. Linda Knobloch, Madison – Department of Health and Family Services
- Erin Roth, Madison – Wisconsin Petroleum Council
- John A. Connor, Houston TX – Mobil Oil Corporation
- Rebecca Kulas, Minneapolis MN – Amoco

September 16, 1998

**EXECUTIVE SESSION HELD**

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.26(2)(b), Stats., the Joint Committee for Review of Administrative Rules direct the Department of Commerce and the Department of Natural Resources to promulgate as a joint Emergency Rule, within 30 days, those portions of the Memorandum of Understanding between the Departments of Commerce and Natural Resources relating to the classification of contaminated sites, the disbursement of funds, and all other statements of policy.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (1) Representative R. Young.

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 1 Absent.

  
Les Wakefield, Committee Clerk

**Emergency Rule HSS 196.03(22)(e) - (g) Relating to the regulation of concession stands at local sporting events. Submitted by the Department of Health and Family Services.**

July 30, 1998

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Seratti, R. Young and Kreuser; Senators Welch, Darling, Grobschmidt, and Breske.

Absent: (2) Senator Huelsman and Representative Gunderson.

Moved by Senator Welch, seconded by Senator Darling that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of HFS 196.03(22)(e) - (g) by 60 days, at the request of the Department of Health and Family Services.

Ayes: (9) Representatives Grothman, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0)

Absent: (2) Senator Huelsman and Representative Gunderson

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 2 Absent.

\* Senator Huelsman voted by paper ballot.

September 16, 1998

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of HFS 196 by 52 days, at the request of the Department of Health and Family Services.


Ayes: (10) Representatives Grothman, Gunderson,  
Seratti, R. Young, and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.

10 Ayes, 0 Noes, 0 Absent.

A large, stylized handwritten signature in black ink, appearing to read 'Les Wakefield', is written over a horizontal line.

Les Wakefield, Committee Clerk

Emergency Rule DOC 328

Relating to the detention of felony probationers and parolees by the Department. Submitted by the Department of Corrections.

July 30, 1998

EXECUTIVE SESSION/POLLING HELD

Present: (8) Representatives Grothman, Seratti, R. Young and Kreuser; Senators Welch, Darling, Grobschmidt, and Breske.

Absent: (2) Senator Huelsman and Representative Gunderson.

Moved by Senator Welch, seconded by Senator Darling that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 328 by 60 days, at the request of the Department of Corrections.

Ayes: (9) Representatives Grothman, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0)

Absent: (2) Senator Huelsman and Representative Gunderson

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 2 Absent.

\* Senator Huelsman voted by paper ballot.

September 16, 1998

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of DOC 328 by 13 days, at the request of the Department of Corrections.

Ayes: (10) Representatives Grothman, Gunderson,



Seratti, R. Young, and Kreuser; Senators  
Welch, Darling, Huelsman, Grobschmidt,  
and Breske.

Noes: (0)      None.

Absent: (0)      None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.



Les Wakefield, Committee Clerk

**Emergency Rule TCS 15**

**Relating to the faculty development grants in the Wisconsin Technical College System. Submitted by the Wisconsin Technical College System Board.**

August 26, 1998

EXECUTIVE SESSION HELD

Present: (8) Representatives Grothman, Gunderson, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (2) Representatives Seratti and R. Young.

Moved by Representative Grothman, seconded by Senator Welch that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of TCS 15 by 60 days, at the request of the Wisconsin Technical College System Board.

Ayes: (7) Representatives Grothman and Gunderson; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (1) Representative Kreuser.

Absent: (2) Representatives Seratti and R. Young.

Motion Carried: Extension Granted.  
7 Ayes, 1 Noes, 2 Absent.

September 16, 1998

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, Kreuser and R. Young; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of TCS 15 by 60 days, at the request of the Wisconsin Technical College System Board.

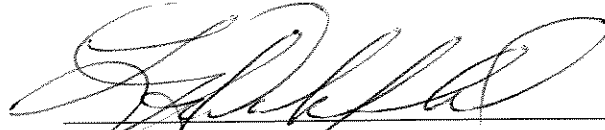
Ayes: (9) Representatives Grothman, Gunderson, Seratti and R. Young; Senators Welch, Darling, Huelsman, Grobschmidt, and

Breske.

Noes: (1) Representative Kreuser.

Absent: (0) None.

Motion Carried: Extension Granted.  
9 Ayes, 1 Noes, 0 Absent.



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Les Wakefield, Committee Clerk

Emergency Rule ILHR 47

**Relating to the Petroleum Environmental Cleanup Fund.  
Submitted by the Department of Commerce.**

September 16, 1998

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

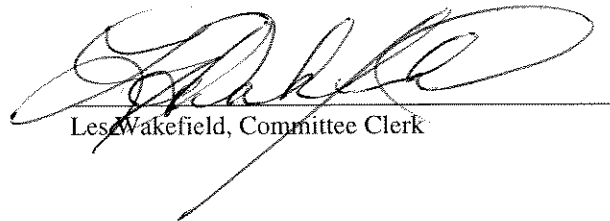
Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of ILHR 47 by 60 days, at the request of the Department of Commerce.

Ayes: (9) Representatives Grothman, Gunderson, Seratti, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (1) Representative R. Young.

Motion Carried: Extension Granted.  
9 Ayes, 0 Noes, 1 Absent.



Les Wakefield, Committee Clerk

Emergency Rule COMM 69.18(2)(a)

**Relating to the exemption of elevator access to certain areas within government-owned buildings. Submitted by the Department of Commerce.**

September 16, 1998

EXECUTIVE SESSION HELD

Present: (10) Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Absent: (0) None.

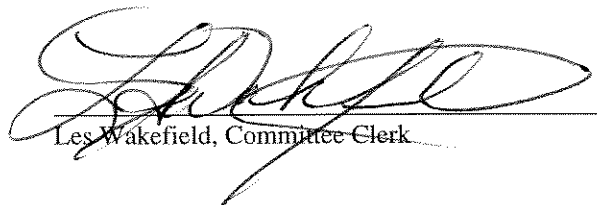
Moved by Senator Welch, seconded by Representative Grothman that, pursuant to s. 227.24(2)(a), Stats., the Joint Committee for Review of Administrative Rules extend the effective date of COMM 69.18(2)(a)2.c. by 60 days, at the request of the Department of Commerce.

Ayes: (10) Representatives Grothman, Gunderson, Seratti, R. Young, and Kreuser; Senators Welch, Darling, Huelsman, Grobschmidt, and Breske.

Noes: (0) None.

Absent: (0) None.

Motion Carried: Extension Granted.  
10 Ayes, 0 Noes, 0 Absent.



Les Wakefield, Committee Clerk



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**JOINT COMMITTEE FOR  
REVIEW OF ADMINISTRATIVE RULES**

*Emergency Rule Extension Motion Form*

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule DOC 328.22(5) by 13 days, at the request of the Department of Corrections.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Emergency Rule Extension Motion Form*

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule ILHR 47 by 60 days, at the request of the Department of Commerce.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Emergency Rule Extension Motion Form*

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule COMM 69.18(2)(a) 2. c. by 60 days, at the request of the Department of Commerce.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed





P.O. Box 7882  
MADISON, WI 53707-7882  
(608) 266-0751

P.O. Box 8952  
MADISON, WI 53708-8952  
(608) 264-8486

**JOINT COMMITTEE FOR  
REVIEW OF ADMINISTRATIVE RULES**

***Emergency Rule Extension Motion Form***

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule PSC 16.05, 160.11(6), 160.17, and 161 by 60 days, at the request of the Public Service Commission (TEACH Board).

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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**JOINT COMMITTEE FOR  
REVIEW OF ADMINISTRATIVE RULES**

***Emergency Rule Extension Motion Form***

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule TCS 15 by 60 days, at the request of the Wisconsin Technical College System Board.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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**JOINT COMMITTEE FOR  
REVIEW OF ADMINISTRATIVE RULES**

***Emergency Rule Extension Motion Form***

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

THAT, pursuant to s. 227.24(2)(a), stats., the Joint Committee for Review of Administrative Rules extend the effective period of emergency rule HFS 196.03 by 52 days, at the request of the Department of Health and Family Services.

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Motion Form*

*Last Modified September 1998*

Date: September 16, 1998

Location: Room 417 North, State Capitol

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

**THAT**, the Joint Committee for Review of Administrative Rules, pursuant to s. 227.26 (2)(d), stats., suspend emergency rule NR 749, relating to *fees providing assistance; Remediation and Redevelopment Program*, for the reasons set forth in s. 227.19 (4)(d) 3 and 6, stats., "a failure to comply with legislative intent" and "arbitrariness and capriciousness." The Joint Committee finds that the rule does not meet the definition of "emergency" as set forth in s. 227.24 (1)(a), stats., inasmuch as a failure to enact it outside of the permanent rulemaking process does not threaten the "public peace, health, safety, or welfare."

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Motion Form*

*Last Modified September 1998*

Date \_\_\_\_\_ Location \_\_\_\_\_

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

**THAT,**

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COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Motion Form*

*Last Modified September 1998*

Date \_\_\_\_\_ Location \_\_\_\_\_

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

**THAT,**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed

SENATOR ROBERT T. WELCH  
CO-CHAIRMAN



REPRESENTATIVE GLENN GROTHMAN  
CO-CHAIRMAN

P.O. Box 7882  
MADISON, WI 53707-7882  
(608) 266-0751

P.O. Box 8952  
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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Motion Form*

*Last Modified September 1998*

Date \_\_\_\_\_ Location \_\_\_\_\_

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

**THAT,**

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COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed

SENATOR ROBERT T. WELCH  
Co-CHAIRMAN



REPRESENTATIVE GLENN GROTHMAN  
Co-CHAIRMAN

P.O. Box 7882  
MADISON, WI 53707-7882  
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P.O. Box 8952  
MADISON, WI 53708-8952  
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## JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES

### *Motion Form*

*Last Modified September 1998*

Date \_\_\_\_\_ Location \_\_\_\_\_

Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_

**THAT,**

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COMMITTEE MEMBER	Aye	No	Absent
1. Senator WELCH			
2. Senator DARLING			
3. Senator HUELSMAN			
4. Senator GROBSCHMIDT			
5. Senator BRESKE			
6. Representative GROTHMAN			
7. Representative GUNDERSON			
8. Representative SERATTI			
9. Representative YOUNG			
10. Representative KREUSER			
Totals			

Motion Carried

Motion Failed



September 11, 1998

Mr. Michael Sullivan, Secretary  
Department of Corrections  
149 E. Wilson; 3<sup>rd</sup> Floor  
Madison, Wisconsin 53703

Dear Secretary Sullivan;

This is to inform you that the Joint Committee for the Review of Administrative Rules will hold a hearing on September 16<sup>th</sup> in the GAR room(4<sup>th</sup> Floor North) of the Capitol at 10:00 am. During that time we will meet in Executive Session to honor your request to extend Emergency Rules covering the custody and detention of felony probationers and parolees(DOC 328.22 (5) of the Wisconsin Administrative Code).

Your agency should plan to have a representative attend should questions arise from committee members. If you have any questions, contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chair

---

Representative Glenn Grothman  
Assembly Co-Chair

enclosure: Hearing Notice

September 10, 1998

Mr. Joe Leraan, Secretary  
Department of Health & Family Services  
Room 650; 1 West Wilson Street  
Madison, Wisconsin 53703

Dear Secretary Leraan;

This is to inform you that the Joint Committee for the Review of Administrative Rules will hold a hearing on September 16<sup>th</sup> in the GAR room(4<sup>th</sup> Floor North) of the Capitol at 10:00 am. During that time we will meet in Executive Session to honor your request to extend Emergency Rules covering the Exemption of Concession Stands as Restaurants at Local Sponsored Sporting Events (HFS 196.03 of the Wisconsin Administrative Code).

Your agency should plan to have a representative attend should questions arise from committee members. If you have any questions, contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chair

---

Representative Glenn Grothman  
Assembly Co-Chair

enclosure: Hearing Notice

September 10, 1998

Mr. George Meyer, Secretary  
Wisconsin Department of Natural Resources  
5<sup>th</sup> Floor; 101 South Webster Street  
Madison, Wisconsin 53703

Dear Secretary Meyer;

The Joint Committee for the Review of Administrative Rules has scheduled a Public Hearing for September 16<sup>th</sup> in the GAR Room of the State Capitol. The purpose of the Public Hearing will be to take testimony regarding the PECFA program; especially as it relates to each agency's oversight. The Committee will be reviewing the various aspects of the Memorandum of Understanding between the Departments of Commerce and Natural Resources. There will also be a discussion of the recently published ***Emergency Rule NR 749***. The Committee would appreciate representatives familiar with this program to be available to provide testimony to the Committee.

We are enclosing a copy of the Hearing Notice for your information. You will note a list of areas which we will be taking testimony can be found on **page 2** of that Notice. Should you or others have any questions please contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chairman

---

Representative Glenn Grothman  
Assembly Co-Chairman

September 10, 1998

Mr. Edward Chin, State Director  
Wisconsin Technical College System Board  
310 Price Place  
Madison, Wisconsin 53705

Dear Mr. Chin;

This is to inform you that the Joint Committee for the Review of Administrative Rules will hold a hearing on September 16<sup>th</sup> in the GAR room(4<sup>th</sup> Floor North) of the Capitol at 10:00 am. During that time we will meet in Executive Session to honor your request to extend Emergency Rules covering the Faculty Development Grant Program (TSC 15 of the Wisconsin Administrative Code).

Your agency should plan to have a representative attend should questions arise from committee members. If you have any questions, contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chair

---

Representative Glenn Grothman  
Assembly Co-Chair

enclosure: Hearing Notice

September 10, 1998

Mr. Edward Chin, State Director  
Wisconsin Technical College System Board  
310 Price Place  
Madison, Wisconsin 53705

Dear Mr. Chin;

This is to inform you that the Joint Committee for the Review of Administrative Rules will hold a hearing on September 16<sup>th</sup> in the GAR room(4<sup>th</sup> Floor North) of the Capitol at 10:00 am. During that time we will meet in Executive Session to honor your request to extend Emergency Rules covering the Faculty Development Grant Program (TSC 15 of the Wisconsin Administrative Code).

Your agency should plan to have a representative attend should questions arise from committee members. If you have any questions, contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chair

---

Representative Glenn Grothman  
Assembly Co-Chair

enclosure: Hearing Notice

September 10, 1998

Mr. Philip E. Albert, Acting Secretary  
Department of Commerce  
6<sup>th</sup> Floor; 201 West Washington  
Madison, Wisconsin 537023

Dear Secretary Albert;

The Joint Committee for the Review of Administrative Rules will be holding an executive session and public hearing on September 16, 1998 in the GAR Hearing Room (4<sup>th</sup> Floor North Wing) of the State Capitol. The purpose of the executive session will be to extend two of the Department of Commerce's Emergency Rules; ***ILHR 47 (Petroleum Environmental Cleanup Fund)*** and ***COMM 69.18 (Elevator Access in Government Buildings)***.

The Joint Committee will hold a public hearing on Petroleum Environmental Cleanup Fund. We would hope that your agency could provide the Committee with testimony for that public hearing. The enclosed Notice of Hearing (Page 2) indicates the areas which the Committee will discuss with your representative.

In closing, if you have questions please contact either of our offices.

Sincerely,

---

Senator Robert T. Welch  
Senate Co-Chair

---

Representative Glenn Grothman  
Assembly Co-Chair