

1997-98 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

Senate Committee on
Labor, Transportation
and Financial
Institutions
(SC_LTFI)

Sample:

- Record of Comm. Proceedings
- 97hrAC-EdR_RCP_pt01a
- 97hrAC-EdR_RCP_pt01b
- 97hrAC-EdR_RCP_pt02

- Appointments ... Appt
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- Clearinghouse Rules ... CRule
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- Miscellaneous ... Misc
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- Record of Comm. Proceedings ... RCP
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Senate

Record of Committee Proceedings

**Committee on Labor, Transportation and Financial
Institutions**

Clearinghouse Rule 97-023

Relating to the administration of child care funds and required parent copayments.
Submitted by the Department of Workforce Development.

- April 30, 1997 Referred to committee on Labor, Transportation and Financial
Institutions.
- May 30, 1997 **MEETING WITH AGENCY REPRESENTATIVES
REQUESTED**
- June 23, 1997 **MEETING WITH AGENCY REPRESENTATIVES
HELD - MODIFICATIONS TO BE MADE BY
AGENCY**
- June 25, 1997 **MODIFICATIONS RECEIVED FROM AGENCY**
- July 9, 1997 **EXECUTIVE SESSION - POLLING**

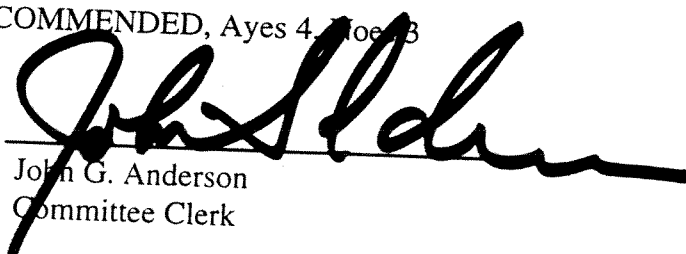
Moved by Senator Plache that **Clearinghouse Rule 97-023** be
recommended for objection in part.

Motion: To object to part of **Clearinghouse Rule 97-023**,
specifically the words, "**that would increase parental
copayments by 15% or more**" in proposed s. DWD 56.08(3)(c),
on grounds set fourth in s.227.19(4)(d)6.,Stats.

Ayes: (4) Senators Plache, C. Potter, Moore and
Decker.

Noes: (3) Senators Zien, Darling and Farrow.

OBJECTION IN PART RECOMMENDED, Ayes 4, Noes 3


John G. Anderson
Committee Clerk

**Joint Committee for Review of Administrative Rules
Record of Committee Proceedings**

Clearinghouse Rule 96-183 **An Order** to create Chapter FD 6, relating to the registration and regulation of agents authorized to represent funeral directors or funeral establishments in the sale or solicitation of burial agreements that are funded by the proceeds of a life insurance policy. **Submitted** by the Department of Regulation and Licensing.

June 30, 1997

PUBLIC HEARING HELD

Present: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Absent (0)

Appearances for the rule

Richard Berg, Department of Regulation and Licensing
Jacqueline Rothstein, Funeral Directors Examining Board
Sheryl Albers, 50th Assembly District
Pat Reuter, Funeral Directors Examining Board
Robert Walczyk, Funeral Services Alliance
Charles J. Peters, Schmidt and Bartelt, Inc.
David J. Klauser, Preneed Insurers Coalition
Christine M. Jacob, Liberty Planning
Dean Dickinson, Dickinson Funeral Home
Richard "George" Burmeister, American Legacy
Janet Vick, Funeral Services Alliance - member
Steven Whitehead, Funeral Services Alliance

Registrations for the Rule

William Krause, Krause Funeral Home
Russell Germann, Daley, Murphy, Wisch and Associates Funeral Home
Kathy Becker, Becker Ritter Funeral Homes
Jan Koenig, Gunderson Funeral Homes
Debra Ott, Gunderson Funeral Homes
Paul Baumgartner, Self

(2)

Clearinghouse Rule 96-183

Registrations for the Rule, cont.

David Welsh, Self
Gary Wodka, National Guardian Life
Senator Scott Fitzgerald, 13th Senate District
David Subar, NGC American
Dan Fose, Cress Funeral Service, Inc.
Richard Vanderhoef, Gunderson Funeral Home
Wade Forncrook, Self
Greg Jones, Self
G. Wade Urban, North American Insurance Co.
Perry Gould, Self
Lois Ann Gould, Self
Robert Mulls, NGL America
Bonnis McGinley, Self
Thomas Caraher, NGL American Life
Kenneth Cupit, American Legacy
Julie Thompson, American Legacy
Mark Krause, Funeral Service Alliance
Pat Essie, Funeral Service Alliance
David Reinbold, Reinbold and Pfeffer Funeral Home
Michael Jarzin, Reinbold and Pfeffer Funeral Home
Andrew Weninger, North American Insurance Co.
William Cress, Cress Funeral Service
Giovanni Luna, Becker Ritter Funeral Home
Blaine McDowell, Self
Daniel Gehringer, Becker Ritter Funeral Home
Joe Becker, Becker Ritter Funeral Home

Speaking against the rule

Tom Hanson, Wisconsin Funeral Directors Assoc.
Patrick Koszuta, Wisconsin Funeral Directors Assoc.

Registrations against the rule

Tom Wiseman, Brett Funeral Home

(3)

Clearinghouse Rule 96-183

June 30, 1997

EXECUTIVE SESSION HELD

Present: (10) Senators Grobschmidt, Potter, Wirch,
Welch and Schultz;
Representatives Grothman, Gunderson,
Seratti, R. Young and Kreuser.

Absent: (0)

Moved by Representative Grothman and seconded by
Senator Schultz that the JCRAR prepare legislation that
would establish a general prohibition on telephone
solicitation for the sale of funeral related products and
services by funeral directors, cemeterians, insurance
agents, sellers of caskets and others.

Ayes: (10) Senators Grobschmidt, Potter, Wirch,
Welch and Schultz;
Representatives Grothman, Gunderson,
Seratti, R. Young and Kreuser.

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent

Moved by Senator Grobschmidt and seconded by Senator
Welch that the JCRAR requests that the Funeral Directors
Examining Board modify Clearinghouse Rule 96-183 to
establish additional requirements relating to live voice
telephone solicitation of burial agreement funded with the
proceeds of a life insurance policy. The additional
requirements are those presented as a proposed
modification to the chairpersons of the standing
committees in the April 23, 1997 letter from Patricia
Reuter, Director of the Bureau of Business and Design
Professions. However, the modification should require
that written notice to prospective requirements should be
sent at least 10 days in advance of a call. The hours
during which calls would be allowed should be between
the hours of 9 AM and 7 PM. Also, the language in

Clearinghouse Rule 96-183

(4)

Motion, continued

section FD 6.07(11) relating to complaints about funeral agreements should include the telephone number of the Funeral Directors Examining Board. And, the rule policy allowing live voice telephone solicitation should have a sunset date of January 1, 2000.

If the Board does not inform the JCRAR of its agreement to modify by 5 PM, Wednesday, July 2, 1997, the JCRAR concurs in the objection of the Senate Committee on Economic Development, Housing and Government Operations.

Ayes: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent

Moved by Senator Welch and seconded by Senator Schultz, that the committee ask the Funeral Directors Examining Board to investigate allegations that cemeterians are performing duties that only funeral directors are authorized to perform, and that the Office of the Commissioner of Insurance investigate allegations that insurance agents selling final expense insurance are performing duties that only funeral directors are authorized to perform. The agencies should report their findings to the JCRAR by September 1, 1997.

Ayes: (10) Senators Grobschmidt, Potter, Wirch, Welch and Schultz;
Representatives Grothman, Gunderson, Seratti, R. Young and Kreuser.

Clearinghouse Rule 96-183

(5)

Noes: (0)

Absent: (0)

Motion carried: 10 Ayes, 0 Noes, None Absent

July 2, 1997

AGENCY AGREES TO MODIFY RULE

July 31, 1997

AGENCY SUBMITS GERMANE MODIFICATION

September 10, 1997

NO ACTION TAKEN



JOHN SUMI, Committee Clerk