



STATE OF WISCONSIN

Senate Journal

Ninety-Fourth Regular Session

10:00 A.M.

TUESDAY, March 16, 1999

The Senate met.

The Senate was called to order by Senator Fred Risser.

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

Senate Joint Resolution 12

Relating to: requesting Congress to enact legislation to allow states to control the interstate shipment of solid waste.

By Senators Wirch, Robson, Clausing, Cowles, Baumgart, Schultz, Grobschmidt, Lazich, Breske, Farrow, Erpenbach, Darling, Huelsman and Moen; cosponsored by Representatives Johnsrud, Albers, Bock, Freese, Goetsch, Gunderson, Hasenohrl, Hoven, Huber, Kelso, Kestell, Klusman, Ladwig, Lassa, Montgomery, Musser, Nass, Owens, Petrowski, Plouff, Reynolds, Skindrud, Spillner, Stone, Suder, Urban, Ward and Berceau.

To committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 80

Relating to: employment of persons by private schools participating in the Milwaukee parental choice program.

By Senators Jauch, Erpenbach, Rude, Grobschmidt, Huelsman, Plache, Moen, Clausing and Wirch; cosponsored by Representatives Nass, Bock, Goetsch, Boyle, Sinicki, Pocan, J. Lehman, Wasserman, Ryba, Black, La Fave, Musser, Lassa, Cullen and Colon.

To committee on **Education.**

Senate Bill 81

Relating to: the display of license plates upon vehicles consigned for sale by dealers, distributors, manufacturers and transporters.

By Senators Shibilski, Rude, Breske, Cowles, Farrow, Schultz, Drzewiecki, Darling and Zien; cosponsored by Representatives Montgomery, M. Lehman, Meyer, Albers, Hasenohrl, Gunderson, Olsen, Urban, J. Lehman, Ladwig, Huebsch, Musser, Plouff, Goetsch, Skindrud, Hahn, Freese, Seratti, Petrowski, Sykora and Grothman.

To committee on **Insurance, Tourism, Transportation and Corrections.**

Senate Bill 82

Relating to: minimum sentences for certain sex offenses.

By Senators Darling, Drzewiecki, Roessler, Baumgart, Welch, Schultz and A. Lasee; cosponsored by Representatives Leibham, Suder, Gundrum, Stone, Ladwig, F. Lasee, Staskunas and Owens.

To committee on **Judiciary and Consumer Affairs.**

Senate Bill 83

Relating to: materials involving the sexual exploitation of a child.

By Senators Clausing, Burke, Cowles, Darling, Roessler and Rosenzweig; cosponsored by Representatives Goetsch, Albers, Bock, Musser and Ryba.

To committee on **Judiciary and Consumer Affairs.**

Senate Bill 84

Relating to: penalties for failure to report to jail in certain circumstances and for escapes from home detention programs.

By Senator Burke; cosponsored by Representative Carpenter, by request of Milwaukee County District Attorney.

To committee on **Judiciary and Consumer Affairs.**

Senate Bill 85

Relating to: sexual assaults causing substantial bodily harm.

By Senator Burke; cosponsored by Representative Berceau.

To committee on **Judiciary and Consumer Affairs.**

Senate Bill 86

Relating to: the petroleum storage remedial action program; authorizing revenue obligations to fund payment of claims under the petroleum storage remedial action program; authorizing a new type of revenue obligation; granting revenue bonding authority; granting rule-making authority; and making appropriations.

By Senators George and Rosenzweig; cosponsored by Representatives Kelso, Ainsworth, Olsen, Goetsch, Kaufert, Johnsrud and Kreibich.

To joint committee on **Audit.**

REPORT OF COMMITTEES

The committee on **Agriculture, Environmental Resources and Campaign Finance Reform** reports and recommends:

Senate Bill 10

Relating to: representations concerning cheese and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Alice Clausing
Chairperson

The committee on **Economic Development, Housing and Government Operations** reports and recommends:

HAMILTON, SHARON J., of Racine, as a member of the Accounting Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

HINSMAN, RICHARD E., of Racine, as a member of the Real Estate Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

MCROBERTS, DAVID L., of Madison, as a member of the Ethics Board, to serve for the term ending May 1, 2005.

Confirmation.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

NELSON, JEROME M., of Windsor, as a member of the Real Estate Board, to serve for the term ending July 1, 2001.

Confirmation.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

SATHOFF, KAREN E., of Green Bay, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 38

Relating to: eligibility for the Wisconsin Housing and Economic Development Authority's property tax deferral loan program.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 40

Relating to: shared revenue payments for former utility property.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 42

Relating to: qualifications for absentee voting.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 49

Relating to: the individual income tax filing threshold for certain married persons.

Passage.

Ayes, 4 – Senators Wirch, Grobschmidt, Drzewiecki and Zien.
Noes, 1 – Senator Moore.

Robert Wirch
Chairperson

The committee on **Health, Utilities, Veterans and Military Affairs** reports and recommends:

CARROLL, DAVID T., of Schofield, as a member of the Dentistry Examining Board, to serve for the term ending December 31, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

FLAHERTY, BARBARA M., of DeForest, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

KASIK-MILLER, SUSAN A., of Eau Claire, as a member of the Dietitians Affiliated Credentialing Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

NOREM, LORRAINE A., of Elkhorn, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

PFEFFER, ROY T., of Manitowoc, as a member of the Funeral Directors Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

SARAZEN, DR. JEFF M., of Wausau, as a member of the Optometry Examining Board, to serve for the term ending July 1, 2001.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.
Noes, 0 – None.

STRAND, DR. RICHARD J., of La Crosse, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Moen, Robson, Erpenbach, Welch, Rude and Drzewiecki.

Noes, 0 – None.

Rodney Moen
Chairperson

The committee on **Privacy, Electronic Commerce and Financial Institutions** reports and recommends:

DEAN, RICHARD L., of Eau Claire, as Secretary of the Department of Financial Institutions, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Rude and Fitzgerald.

Noes, 0 – None.

Jon Erpenbach
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin Department of Health and Family Services

March 12, 1999

The Honorable, The Legislature:

The biennial budget bill, [1983 Wisconsin Act 27](#), created s. [46.275](#), Community Integration Program (CIP) for Residents of State Centers. The intent of this program “is to relocate persons from the state centers for the developmentally disabled into appropriate community settings with the assistance of home and community-based services and with continuity of care. The intent of the program is also to minimize its impact on state employees through redeployment of employees into vacant positions.” S. [46.275\(5m\)](#) requires the Department to submit a report to the Joint Committee on Finance and to the Chief Clerk of each house of the Legislature describing the program’s impact during the preceding calendar year on state employees, including the Department’s efforts to redeploy employees into vacant positions and the number of employees laid off.

For the period of January 1, 1998 to December 31, 1998, there were 67 placements of center residents into the community. For fiscal year 1998, reductions of \$5,862,995 and 135.32 FTE were made in the budget for the purpose of CIP placements. For the period July 1, 1998 through December 31, 1998, sufficient reductions will be made in the fiscal year 1999 operating budget to reflect reductions for CIP placements. Although twenty-nine employees received at risk letters to be laid off, twenty-three of them transferred to other vacant positions and six employees retired. Thus reductions of positions and dollars have been made for calendar year 1998 with no employees being laid off during the year. Only six layoffs have occurred at the centers due to the CIP program since the program began in 1983. All other reductions have been absorbed through attrition of employees.

Sincerely,

JOE LEEAN
Secretary

State of Wisconsin Labor-Management Council

January 27, 1999

The Honorable, The Legislature:

I am pleased to present you with the 1998 annual Report of the Wisconsin Labor-Management Council. The report notes the accomplishments and activities of the Council throughout the past year.

Council members old and new are enthusiastic in meeting their statutory responsibilities. We are appreciative to be a part of building and strengthening Wisconsin’s workforce and economic development system.

If you have questions or would like to discuss any issues related to the Council, please contact me at 608-266-7552, or Co-chairs David Newby at 414-771-0770 and Bill Gray at 414-343-4000.

Sincerely,

LINDA STEWART, Ph.D., WLMC Co-Chair
Secretary, Department of Workforce Development

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 98–154

Relating to technical and remedial rule changes pertaining to farm mediation and arbitration, sustainable agriculture, agricultural development and diversification, commercial feed, soil and water resource management, LP gas meters, freezer meat and food service plans, referral selling plans and car rental notices.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, March 11, 1999.

Referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**, March 16, 1999.

Senate Clearinghouse Rule 98–156

Relating to standards for water or sewer service in mobile home parks.

Submitted by Public Service Commission.

Report received from Agency, March 11, 1999.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, March 16, 1999.

Senate Clearinghouse Rule 98–206

Relating to requirements for examination and licensure of psychologists, renewal and conduct.

Submitted by Department of Regulation and Licensing.

Report received from Agency, March 11, 1999.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, March 16, 1999.

Senate Clearinghouse Rule 98–208

Relating to the search and seizure of probation or parole offenders.

Submitted by Department of Corrections.

Report received from Agency, March 11, 1999.

Referred to committee on **Insurance, Tourism, Transportation and Corrections**, March 16, 1999.

The committee on **Privacy, Electronic Commerce and Financial Institutions** reports and recommends:

Senate Clearinghouse Rule 98–137

Relating to codifying a policy authorizing savings banks and savings and loan associations to invest in limited liability companies.

No action taken.

Jon Erpenbach
Chairperson

ADJOURNMENT

Senator Risser, with unanimous consent, asked that the Senate adjourn until Thursday, March 18 at 10:00 A.M..

Adjourned.

10:01 A.M.