



STATE OF WISCONSIN

Senate Journal

Ninety–Fourth Regular Session

10:00 A.M.

TUESDAY, September 28, 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, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 239

Relating to: grants to school districts and cooperative educational service agencies to reduce violence and disruption in schools; safe school plans; establishing a hotline in the department of justice for the reporting of information regarding dangerous weapons and criminal activity in schools; required reporting by certain school personnel of pupils without a parent or guardian; increasing the amount of parental liability for certain acts of a minor child affecting a school; medical assistance reimbursement to school districts and cooperative educational service agencies; authorizing school districts to expel or suspend a pupil for making a threat to the health or safety of a person or making a threat to damage property; suspension and expulsion information in the school performance report; treatment of days of absence due to a suspension or expulsion to determine truancy and habitual truancy; obtaining federal funds relating to school safety; threats to cause death, bodily harm or property damage in certain places; making an appropriation; and providing a penalty.

By Joint Legislative Council.

To committee on **Education**.

Senate Bill 240

Relating to: raising the dollar limit for small claims actions.

By Senators Baumgart and Rosenzweig; cosponsored by Representatives Gunderson, Musser, Hasenohrl and Sherman.

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

Senate Bill 241

Relating to: programs for children at risk of not graduating from high school.

By Joint Legislative Council.

To committee on **Education**.

Senate Bill 242

Relating to: planning grants for retained 4th graders and making an appropriation.

By Joint Legislative Council.

To committee on **Education**.

Senate Bill 243

Relating to: changing requirements for provision of an audit report by providers of care and services purchased by the department of health and family services or county departments.

By Senators Welch, George, Robson, Darling, Roessler, Rude, Farrow, Huelsman and Drzewiecki; cosponsored by Representatives Kelso, Gard, Ladwig, Underheim, Urban, La Fave, Olsen, Huebsch, Grothman, Gunderson, Seratti, Sykora, Kreibich, Hundertmark, Townsend, Stone and Gundrum.

To committee on **Health, Utilities, Veterans and Military Affairs**.

Senate Bill 244

Relating to: the transfer of a portion of sales and use taxes from the general fund to the conservation fund and making an appropriation.

By Senator Baumgart; cosponsored by Representatives Black, Reynolds and Plouff.

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

REPORT OF COMMITTEES

The committee on **Human Services and Aging** reports and recommends:

CLEMENTS, JENNIFER J., of Sparta, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 2004.

Confirmation.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

FRANKLIN, LAMARR, of Glendale, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

FRANKLIN, LAMARR J., of Glendale, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 1999.

Confirmation.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

PUTRA, SUSAN M., of Watertown, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 1999.

Confirmation.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

PUTRA, SUSAN M., of Watertown, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 115

Relating to: health insurance coverage of smoking cessation treatment and medications.

Introduction and adoption of Senate amendment 1.

Ayes, 4 – Senators Robson, Wirch, Roessler and Rosenzweig.

Noes, 1 – Senator Moore.

Introduction and adoption of Senate amendment 2.

Ayes, 4 – Senators Robson, Wirch, Roessler and Rosenzweig.

Noes, 1 – Senator Moore.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 122

Relating to: an agreement between the state and tobacco product manufacturers.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Judy Robson
Chairperson

The committee on **Senate Organization** reports and recommends:

Assembly Joint Resolution 56

Relating to: the life and public service of Robert E. Behnke.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 67

Relating to: the life and public service of former Representative Robert M. Thompson.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 68

Relating to: the life and public service of Delmar E. DeLong.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 69

Relating to: the life and public service of Lynn E. Stalbaum.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 73

Relating to: the life and public service of Lawrence P. Kelly.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 74

Relating to: the death of ironworkers Jerome Starr, Jeffrey Wischer, and William DeGrave while building Miller Park.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Assembly Joint Resolution 75

Relating to: the life and public service of Merrill E. Stalbaum.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Ellis and Rude.

Noes, 0 – None.

Charles Chvala
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin Public Service Commission of Wisconsin

September 23, 1999

The Honorable, The Legislature:

In February 1999, a report that covered the financial operations of WPL Holdings, Inc. (WPLH) through 1997, as required by Wis. State. s. 196.795(7)(ar), was sent to the Legislature for distribution under Wis. States. 13.172(2).

In April 1998, WPLH merged with two Iowa companies to form the holding company that has now been renamed Alliant Energy Corporation (AEC). The enclosed audit report on the 1998 operations of AEC was prepared at the Commission's direction to supplement the report sent earlier this year.

As noted on page 12 of this report, the Commission staff is continuing to work with AEC to determine if all of the nonutility affiliates (detailed in Appendix C) comply with Wis. Stats. s. 196.795(7), and will be updating the Commission on its findings.

Sincerely,

LYNDA L. DORR
Secretary to the Commission

State of Wisconsin Ethics Board

September 28, 1999

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people

authorized to lobby the 1999 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Gallucci, Anita **League of Wisconsin Municipalities**
 Kuehn, Ronald W **Air Wisconsin Airlines Corporation**
 St Germain, Maureen **Wisconsin State**
Telecommunications Association
 Stitt, Donald **Strong Capital Management, Inc.**
 Stitt, Donald **Mid America Management**
 Stitt, Donald **Golden Rule Insurance Company**

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,

ROTH JUDD
 Director

State of Wisconsin
Department of Health & Family Services
Division of Health Care Financing
Bureau of Health Information

July 1999

The Honorable, The Legislature:

This is the 1998 quarterly *Health Care Data Reports* as compiled by the Bureau of Health Information (BHI).

The reports present selected inpatient utilization and charge data for individual hospitals in Wisconsin for each quarter of 1998. They also contain selected ambulatory surgery data from hospital-based ambulatory surgery programs and freestanding ambulatory surgery centers for the same reporting periods.

Sincerely,

BARBARA RUDOLPH
 Director

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

Senate Clearinghouse Rule 99-093

Relating to the certification of instructors for law enforcement training.

Submitted by Department of Justice.

Report received from Agency, September 27, 1999.

Referred to committee on **Judiciary and Consumer Affairs**, September 28, 1999.

Senate Clearinghouse Rule 99-112

Relating to refresher training requirements in cardiopulmonary resuscitation (CPR) and first aid for drivers of specialized medical vehicles (SMVs) under the medical assistance (MA) program.

Submitted by Department of Health and Family Services.

Report received from Agency, September 23, 1999.

Referred to committee on **Human Services and Aging**, September 28, 1999.

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 37

Assembly Bill 91

Assembly Bill 169

Assembly Bill 357

Assembly Bill 380

Assembly Bill 386

Assembly Bill 465

**MESSAGES FROM THE ASSEMBLY
 CONSIDERED**

Assembly Bill 37

Relating to: burglary and providing a penalty.

By Representatives Ladwig, Ziegelbauer, Gronemus, Gunderson, Huebsch, F. Lasee, Musser, Nass, Owens, Porter, Pettis, Ryba, Spillner, Stone, Suder and Turner; cosponsored by Senators Fitzgerald, Huelsman and A. Lasee.

Read first time and referred to committee on **Judiciary and Consumer Affairs**.

Assembly Bill 91

Relating to: participation of dietitians in the volunteer health care provider program.

By Representatives Plouff, Wieckert, Albers, Berceau, Black, Bock, Cullen, Goetsch, Gronemus, Grothman, Johnsrud, La Fave, J. Lehman, Meyer, Miller, Olsen, Urban and Wasserman; cosponsored by Senators Moen, Roessler, Clausing, Plache and Schultz.

Read first time and referred to committee on **Health, Utilities, Veterans and Military Affairs**.

Assembly Bill 169

Relating to: domestic abuse and providing a penalty.

By Representatives Kelso, Porter, Ladwig, Kreibich, Brandemuehl, Freese, Musser, Plale and Nass.

Read first time and referred to committee on **Judiciary and Consumer Affairs**.

Assembly Bill 357

Relating to: the proper chemical name of the controlled substance gamma-butyrolactone (suggested as remedial legislation by the department of justice).

By Law Revision Committee.

Read first time and referred to committee on **Judiciary and Consumer Affairs**.

Assembly Bill 380

Relating to: powers, responsibilities and appointment of court commissioners.

By Representative Huebsch; cosponsored by Senator George, by request of Director of State Courts.

Read first time and referred to committee on **Judiciary and Consumer Affairs**.

Assembly Bill 386

Relating to: the impression on the seal or imprint of the rubber stamp of a notary public (suggested as remedial legislation by the secretary of state).

By Law Revision Committee.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 465

Relating to: classification and elements of felony offenses and certain misdemeanor offenses; modification of a bifurcated sentence in certain cases; revocation of extended supervision; the creation of a sentencing commission and temporary

sentencing guidelines; making an appropriation; and providing penalties.

By Representatives Goetsch and Walker; cosponsored by Senator George.

Read first time and referred to committee on **Judiciary and Consumer Affairs**.

ADJOURNMENT

Senator Risser, with unanimous consent, asked that the Senate adjourn until Thursday, September 30 at 10:00 A.M..

Adjourned.

10:01 A.M.