

STATE OF WISCONSIN
Senate Journal
Ninety–Fourth Regular Session

WEDNESDAY, May 10, 2000

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

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
1999 Senate Joint Resolution 39	Enrolled Joint Resolution, 8	N/A

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

**State of Wisconsin
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
Senate Bill 358	Wisconsin Act 107	May 12, 2000

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

**State of Wisconsin
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
Senate Bill 125 (Partial Veto)	Wisconsin Act 109	May 17, 2000
Senate Bill 373	Wisconsin Act 112	May 17, 2000

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

**State of Wisconsin
Department of Administration**

April 28, 2000

The Honorable, The Legislature:

This report is transmitted as required by sec. 20.002(11)(f) of the Wisconsin Statutes, (for distribution to the appropriate standing committees under sec. 13.172(3) Stats.), and confirms that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment

responsibilities and cover resulting negative balances during the month of March, 2000.

On March 1, 2000 the **Wisconsin Health Education Loan Repayment Fund** balance was -\$7 thousand. This shortfall increased to -\$11 thousand on March 16, 2000 and continued into the month of April. As of the date of this letter, it is expected to be resolved soon. This shortfall is due to the timing of revenues.

On March 9, 2000 the **Wisconsin Health Insurance Risk Sharing Plan Fund** balance was -\$3 thousand. This shortfall increased to -\$6 thousand on March 16, 2000, to -\$11 thousand on March 24, 2000, and continued into the month of April. As of the date of this letter, it has been resolved. This shortfall was due to the timing of revenues.

On March 24, 2000 the **Wisconsin Petroleum Inspection Fund** balance was -\$2.48 million. This shortfall increased to -\$53.35 million on March 27, 2000 and continued until March 28, 2000 when the balance reached \$13.52 million. On March 31, 2000 the balance was -\$1.15 million and continued into the month of April. As of the date of this letter, it has been resolved. These shortfalls were due to the timing of revenues.

On March 27, 2000 the **Wisconsin Lottery Fund** balance was -\$63.23 million. This shortfall increased to -\$63.95 million on March 31 and continued into the month of April. The balance on April 17, 2000 was -\$29.44 million and, as of the date of this letter, the Department of Revenue estimates that the balance will be positive again in mid-June. This shortfall is due to a timing difference between the distribution of property tax credits and the receipt of Lottery revenues.

The Wisconsin Health Education Loan Repayment Fund, Wisconsin Health Insurance Risk Sharing Plan Fund, Wisconsin Petroleum Inspection Fund, and Wisconsin Lottery Fund shortfalls were not in excess of the statutory borrowing limitation and did not exceed the balances of the Funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority.

Sincerely,
GEORGE LIGHTBOURN
Secretary

Referred to the joint committee on **Finance**.
**State of Wisconsin
Ethics Board**

May 10, 2000

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>

Bloomington, Stephanie **Wisconsin Federation of Nurses & Health Professionals**

Hermes, Ronald **Merck–Medco Managed Care LLC**
 Hilbert, Lisa **Merck–Medco Managed Care LLC**
 Royster, Karen **Institute for Wisconsin’s Future**
 Selkove, Victoria **Institute for Wisconsin’s Future**
 Tenuta, James **Merck–Medco Managed Care LLC**

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 and Family Services**

May 2000

The Honorable, The Legislature:

Pursuant to Chapter 153, Wisconsin Statutes, the attached Guide to Wisconsin Hospitals, Fiscal Year 1998, is presented to the Governor and the Legislature.

The Guide to Wisconsin Hospitals, Fiscal Year 1998, presents information on hospital finances, services, and utilization. The data for this report were taken from the *FY 1998 Hospital Fiscal Survey* and the *1998 Annual Survey of Hospitals*. These data were collected under Chapter 153, Wisconsin Statutes, and published as authorized by the Board of Health Care Information. This report was produced under the overall direction of Barbara Rudolph, Ph.D., Director, and Sandra Breitborde, Deputy Director, Bureau of Health Information. Inquiries about this report should be directed to (608) 266-7568.

Sincerely,
 JOE LEEAN
 Secretary

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
 Office of the Governor**

May 3, 2000

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 125(Partial Veto)	Wisconsin Act 109	May 3, 2000
Senate Bill 373	Wisconsin Act 112	May 3, 2000

Sincerely,
 TOMMY G. THOMPSON
 Governor

**State of Wisconsin
 Office of the Governor**

May 3, 2000

To the Honorable, the Senate:

I have approved **Senate Bill 125** as **1999 Wisconsin Act 109** and have deposited it in the Office of the Secretary of State. I have exercised the partial veto in Section 43.

Senate Bill 125 makes numerous changes to the laws relating to operating a motor vehicle while under the influence (OWI) of an intoxicant or controlled substance. The bill establishes a grant program for OWI prevention, increases

penalties for OWI violations and enforces stricter standards for repeat offenders.

Section 43 increases the fines for a second OWI conviction based on the number of prior class B felony (vehicular homicide) OWI convictions in a person’s lifetime plus the number of suspensions and revocations within a ten-year period. Section 47 doubles the penalties for persons convicted of having an alcohol concentration of 0.17 to 0.199. I am partially vetoing section 43 to remove the reference to section 47 because section 47 has no impact on the penalties applied in section 43.

I believe that it is important to keep Wisconsin roadways safe by limiting the occurrence of OWI incidents. **Senate Bill 125** launches innovative prevention programs and gives law enforcement the tools to enforce stricter OWI standards.

Respectfully,
 TOMMY G. THOMPSON
 Governor

**State of Wisconsin
 Office of the Governor**

May 9, 2000

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 290	Wisconsin Act 114	May 8, 2000
Senate Bill 136	Wisconsin Act 115	May 8, 2000
Senate Bill 309	Wisconsin Act 118	May 8, 2000
Senate Bill 122	Wisconsin Act 122	May 8, 2000
Senate Bill 241	Wisconsin Act 123	May 8, 2000

Sincerely,
 TOMMY G. THOMPSON
 Governor

**THE STATE OF WISCONSIN
 OFFICE OF THE GOVERNOR**

EXECUTIVE ORDER #391

Relating to the Creation of the South Central Wisconsin Regional Planning Commission Study Committee

WHEREAS, South Central Wisconsin is facing increased demands to develop available land; and

WHEREAS, it is important that the local governments in South Central Wisconsin understand whether coordinated regional planning is practicable and desirable; and

WHEREAS, the interim Dane County Regional Planning Commission will dissolve on October 1, 2002; and

WHEREAS, section 9121 of **1999 Wisconsin Act 9** requires the creation of a task force to study and make recommendations regarding a multi-county regional planning commission to replace the Dane County Regional Planning Commission after its dissolution;

NOW, THEREFORE, I, TOMMY G. THOMPSON, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this State, and specifically by Section 14.019 of the Wisconsin Statutes and section 9121 of **1999 Wisconsin Act 9**, do hereby:

1. Create the South Central Wisconsin Regional Planning Commission Study Committee (hereinafter, “Study Committee”); and
2. Provide that the Study Committee shall be composed of fifteen (15) members, appointed by the Governor to serve at the pleasure of the Governor; and

3. Provide that the Governor shall designate one (1) member on the Study Committee as its chair to serve in that capacity at the pleasure of the Governor; and
4. Provide that the Study Committee shall have the following purpose and mission:
 - a. Assess the land-use challenges facing South Central Wisconsin; and
 - b. Assess the merits of creating a multi-county South Central Wisconsin Regional Planning Commission; and
 - c. Make recommendation to the Governor regarding the creation of a multi-county South Central Wisconsin Regional Planning Commission; and
5. Require the Study Committee to submit to the Governor a final report on its findings and recommendations by July 1, 2002; and
6. Direct the Secretaries of the Departments of Administration, Transportation, and Natural Resources to provide the Study Committee with administrative and support services and with such sums of money as are necessary for travel and operating expenses in accordance with section 20.505(3)(a) of the Wisconsin Statutes; and
7. Require the Study Committee to disband once the Governor has accepted its final report.

IN TESTIMONY WHERE OF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this twenty-fifth day of April in the year two thousand.

TOMMY G. THOMPSON
Governor

BY THE GOVERNOR:

DOUGLAS LA FOLLETTE
Secretary of State

**State of Wisconsin
Office of the Governor**

May 1, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ZILLMER, ANN M., of Black River Falls, as a member of the Land Information Board, to serve for the term ending May 1, 2005.

Sincerely,

TOMMY G. THOMPSON
Governor

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

**State of Wisconsin
Office of the Governor**

May 1, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROMPORTL, MICHAEL J., of Rhinelander, as a member of the Land Information Board, to serve for the term ending at the pleasure of the Governor.

Sincerely,

TOMMY G. THOMPSON
Governor

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

**State of Wisconsin
Office of the Governor**

May 1, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HASSLINGER, MICHAEL J., of Waukesha, as a member of the Land Information Board, to serve for the term ending May 1, 2005.

Sincerely,

TOMMY G. THOMPSON
Governor

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

**State of Wisconsin
Office of the Governor**

May 1, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint EHRSAM, JAMES, of La Crosse, as a member of the Land Information Board, to serve for the interim term ending May 1, 2001, and for the full term ending May 1, 2007.

Sincerely,

TOMMY G. THOMPSON
Governor

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

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

Senate Clearinghouse Rule 00-023

Relating to defining gross receipts for the recycling surcharge.

Submitted by Department of Revenue.

Report received from Agency, May 4, 2000.

Referred to committee on **Economic Development, Housing and Government Operations**, May 10, 2000.

Senate Clearinghouse Rule 00-032

Relating to hunting, trapping and wildlife research.

Submitted by Department of Natural Resources.

Report received from Agency, May 10, 2000.

Referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**, May 10, 2000.

The committee on **Insurance, Tourism, Transportation and Corrections** reports and recommends:

Senate Clearinghouse Rule 97-158

Relating to (1) identifying a youth's program needs; establishing a case management plan; and making appropriate decisions regarding extension, release, transfer and discharge of a youth; (2) conduct of juveniles placed under the supervision of the department of corrections in a type 1 secured correctional facility; (3) administrative confinement for youth in juvenile secured correctional facilities; (4) observation status for youth in type 1 secured correctional facilities; (5) security issues for a youth placed under the supervision of the department of corrections in a type 1 secured correctional facility; (6) resources for a youth placed under the supervision of the department of corrections in a type 1 secured correctional facility; (7) a complaint procedure for youth in type 1 secured correctional facilities; (8) furloughs and off-grounds and trial visits for youth in type 1 secured correctional facilities; (9) use of psychotropic medication for youth in type 1 juvenile secured

correctional facilities; (10) conduct of drug testing by the department and county departments of youth adjudicated delinquents; (11) conduct of youth placed on juvenile parole following release from secured correctional services and revocation of a youth's juvenile parole for violation of a condition of parole; (12) designation of certain child-caring institutions as type 2 child-caring institutions and to treatment of youth who are placed in type 2 child-caring institutions by the courts; (13) youth who are in type 2 secured correctional facility status through placement in the corrective sanctions program, the community phase of the serious juvenile offender program or a type 2 secured correctional facility operated by a child welfare agency; (14) supervision programs for delinquent youth; (15) county intensive supervision program for delinquent youth; and (16) training of juvenile court intake workers.

No action taken.

Roger Breske
Chairperson

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

Senate Clearinghouse Rule 00-017

Relating to investment adviser representative competency examination grandfather provisions.

No action taken.

Senate Clearinghouse Rule 99-145

Relating to credit union examinations.

No action taken.

Senate Clearinghouse Rule 99-146

Relating to the public inspection and copying of records of the office of credit unions.

No action taken.

Jon Erpenbach
Chairperson

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 122

Senate Bill 136

Senate Bill 241

Senate Bill 290

Senate Bill 309

Presented to the Governor on May 5, 2000.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 106

Senate Bill 432

Presented to the Governor on May 9, 2000.