

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Fourth Regular Session

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WEDNESDAY, September 6, 2000

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

**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin  
Ethics Board**

September 5, 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>

Fonfara, Thomas **Milwaukee Public Schools**

Taylor, Chad **Covenant Healthcare System Inc**

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  
Ethics Board**

September 5, 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>

Reed, Holly **Ameritech (Wis Bell Inc)**

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 Administration**

August 15, 2000

The Honorable, The Legislature:

Chapter 34, Laws of 1979, requires that when the Department of Administration maintains an office in Washington, DC, for the purpose of promoting federal/state cooperation, it should submit a report detailing the activities of the office and reporting the status of federal legislation of concern to the Legislature and other state agencies (Wis. Stats. 16.548(2)).

The report for the period April, 2000, through June, 2000, is attached.

Sincerely,

GEORGE LIGHTBOURN  
Secretary

**State of Wisconsin  
Legislative Audit Bureau**

August 25, 2000

The Honorable, The Senate:

We have completed financial audits of the Mendota and Winnebago Mental Health Institutes for fiscal year 1998-99, at the request of the Department of Health and Family Services. We were able to provide unqualified opinions on the Institutes' financial statements. We note that, on an accrual basis, Mendota Mental Health Institutes had net income of \$787,000 and Winnebago Mental Health Institute had net income of \$2.6 million.

For several years, the Department did not maintain an adequate system to accumulate accurate and reliable information on patient revenues and outstanding patient accounts receivables and to summarize that information for financial reporting purposes. In January 1999, the Department began implementing a new billing and receivable system, but the system has not yet been able to produce receivable balances that we could rely upon for financial statement purposes. We anticipate that as the Department completes an analysis of receivable balances and works with its software vendor to address system issues, the new system will be more reliable and will allow for more accurate financial reporting in the future.

Copies of the audit report have been distributed to members of the Joint Legislative Audit Committee and those required by law to receive them. If you are interested in receiving a copy of this report, please contact our office and request report number 00-9. The report is also available on line at [www.legis.state.wi.us/lab/windex.htm](http://www.legis.state.wi.us/lab/windex.htm).

Sincerely,

JANICE MUELLER  
State Auditor

**State of Wisconsin  
Department of Revenue**

August 25, 2000

The Honorable, The Senate:

The Benevolent Retirement Home for the Aged Task Force was created under [1997 Wisconsin Act 27](#) to investigate the property tax exemption for benevolent retirement homes and all problems that are associated with it.

The task force has completed its work. The reports to be submitted in the manner provided under s. [13.172\(2\)](#), Wis. Stats., are attached. One report is submitted on behalf of the five members representing the not-for-profit perspective. The other report (entitled "The Government 5 Report") is submitted on behalf of the five members representing for-profit facilities and taxing jurisdictions.

Other attachments include a Department of Revenue Staff Summary of the work of the task force and an appendix consisting of presentations at task force meetings and materials distributed to members.

Sincerely,

TOM OURADA  
Executive Assistant

**State of Wisconsin  
Department of Natural Resources**

September 1, 2000

The Honorable, The Senate:

Pursuant to [1999 Wisconsin Act 9](#) section [9136](#) (7), the Department is required to study the state's program for regulating the application of septage to land and submit a report presenting the results of the study to the Legislature in the manner provided in section [13.172 \(2\)](#) of the statutes.

That study, the [Audit Report of DNR Septage Management Program](#), prepared by Dr. Aga Razvi of the UW-Stevens Point College of Natural Resources is attached. The Department believed it best to contract the program audit to an independent neutral party.

Dr. Razvi attempted to contact as many parties involved in various aspects of the septage program as possible to gain a panoramic perspective of the issues and the effectiveness of DNR's oversight. This included County staff, septage pumpers, publicly owned treatment works representatives, DNR staff, and Town chairpersons.

The Department believes the audit contains numerous beneficial recommendations. The audit particularly emphasizes that the Department has inadequate staff assigned to the septage program to ensure effective oversight. The conclusions bear out recommendations which have been proposed through several Department initiatives over the past several years. The Department had requested additional staff as part of a far-reaching septage proposal including a funding mechanism in the 1999-2001 biennial budget. While maintenance of septic systems was beyond the scope of this audit, it was a major portion of the Department budget proposal and is a component which may merit further examination.

Please feel free to contact Greg Kester of my staff, at 608-267-7611, if you have any questions or comments regarding the enclosed report, or if you would like additional copies.

Sincerely,

GEORGE E. MEYER  
Secretary

**EXECUTIVE COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MEJCHAR, JAMES D., of West Allis, as a member of the State Fair Park Board, to serve for the term ending May 1, 2004.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WILSON, R. DOUGLAS, of Shawano, as a member of the State Fair Park Board, to serve for the term ending May 1, 2003.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARKOS, DENNIS A., of Madison, as a member of the State Fair Park Board, to serve for the interim term ending May 1, 2001 and for the full term ending May 1, 2006.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HENKE, MARY E., of Milwaukee, as a member of the State Fair Park Board, to serve for the term ending May 1, 2005.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HUNTER, MICHAEL T., of Antigo, as a member of the State Fair Park Board, to serve for the term ending May 1, 2002.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DREW, WILLIAM R., of Milwaukee, as a member of the State Fair Park Board, to serve for the interim term ending May 1, 2002.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DREW, WILLIAM R., of Milwaukee, as a member of the State Fair Park Board, to serve for the term ending May 1, 2004.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MCKEITHAN, PATRICIA B., of Milwaukee, as a member of the State Fair Park Board, to serve for the interim term ending May 1, 2003.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

**State of Wisconsin  
Office of the Governor**

August 24, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MCKEITHAN, PATRICIA B., of Milwaukee, as a member of the State Fair Park Board, to serve for the term ending May 1, 2005.

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform.**

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

**State of Wisconsin  
Revisor of Statutes Bureau**

September 1, 2000

To the Honorable, the Senate:

The following rules have been published:

<b>Clearinghouse Rules</b>	<b>Effective Date(s)</b>
97- 72	September 1, 2000
99-109	September 1, 2000
00- 1	September 1, 2000
00- 23	September 1, 2000
00- 44	September 1, 2000
00- 52	September 1, 2000
00- 57	September 1, 2000
00- 61	September 1, 2000
00- 63	September 1, 2000
00- 68	September 1, 2000
00- 69	September 1, 2000
00- 77	September 1, 2000
00- 85	September 1, 2000

Sincerely,  
GARY L. POULSON  
Deputy Revisor

**Senate Clearinghouse Rule 97-077**

Relating to sewerage systems.  
Submitted by Department of Natural Resources.  
Withdrawn by Agency, September 06, 2000.

**Senate Clearinghouse Rule 00-042**

Relating to electronic records management.  
Submitted by Department of Administration.  
Report received from Agency, September 5, 2000.  
Referred to committee on **Economic Development, Housing and Government Operations**, September 6, 2000.

**Senate Clearinghouse Rule 00-059**

Relating to restaurants.  
Submitted by Department of Health and Family Services.  
Report received from Agency, August 31, 2000.  
Referred to committee on **Health, Utilities, Veterans and Military Affairs**, September 6, 2000.

**Senate Clearinghouse Rule 00-060**

Relating to retail food establishments.  
Submitted by Department of Agriculture, Trade and Consumer Protection.  
Report received from Agency, August 31, 2000.  
Referred to committee on **Health, Utilities, Veterans and Military Affairs**, September 6, 2000.

**Senate Clearinghouse Rule 00-066**

Relating to emergency assistance for families facing impending homelessness.

Submitted by Department of Workforce Development .

Report received from Agency, August 30, 2000.

Referred to committee on **Human Services and Aging**, September 6, 2000.

**Senate Clearinghouse Rule 00-067**

Relating to public assistance record retention.

Submitted by Department of Workforce Development .

Report received from Agency, August 30, 2000.

Referred to committee on **Economic Development, Housing and Government Operations**, September 6, 2000.

**Senate Clearinghouse Rule 00-076**

Relating to lake planning grants.

Submitted by Department of Natural Resources.

Report received from Agency, September 6, 2000.

Referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**, September 6, 2000.

**Senate Clearinghouse Rule 00-103**

Relating to the 2000 migratory game bird season.

Submitted by Department of Natural Resources.

Report received from Agency, September 6, 2000.

Referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**, September 6, 2000.

**Senate Clearinghouse Rule 00-109**

Relating to division of land abutting a state trunk or connecting highway.

Submitted by Department of Transportation.

Report received from Agency, August 29, 2000.

Referred to committee on **Insurance, Tourism, Transportation and Corrections**, September 6, 2000.

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

**Senate Clearinghouse Rule 00-078**

Relating to the implementation and maintenance of the retailer performance program of the Wisconsin lottery.

No action taken.

Robert Wirch  
Chairperson

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

**Senate Clearinghouse Rule 00-051**

Relating to renewal after five years.

No action taken.

**Senate Clearinghouse Rule 99-166**

Relating to the automated dispensing of prescription drugs.

No action taken.

Rodney Moen  
Chairperson

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

**Senate Clearinghouse Rule 00-055**

Relating to eligibility and entitlement for the family care benefit, application for the benefit, cost sharing requirements,

standards for aging and disability resource centers and for care management organizations, protections of the rights of family care applicants and enrollees, recovery of correctly and incorrectly paid family care benefits, and requirements for hospitals, nursing homes, community-based residential facilities, residential care apartment complexes and adult family homes to provide information to certain patients, residents and prospective residents and to refer them to aging and disability resource centers.

No action taken.

Judy Robson  
Chairperson

The committee on **Labor** reports and recommends:

**Senate Clearinghouse Rule 00-011**

Relating to distribution to annuitants of the total amount distributed from the transaction amortization account to the annuity reserve under the nonstatutory provisions of **1999 Wisconsin Act 11**.

No action taken.

**Senate Clearinghouse Rule 00-046**

Relating to student worklike activities that do not constitute employment.

No action taken.

Jim Baumgart  
Chairperson

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

**Senate Clearinghouse Rule 00-043**

Relating to eligible disability applicants.

No action taken.

**Senate Clearinghouse Rule 00-045**

Relating to financial subsidiaries.

Report objection not recommended.

Ayes, 2 – Senators Erpenbach and Jauch.

Noes, 2 – Senators Plache and Fitzgerald.

**Senate Clearinghouse Rule 00-062**

relating to electronic reporting for the Wisconsin retirement system.

No action taken.

**Senate Clearinghouse Rule 00-070**

relating to investment board title holding companies.

No action taken.

Jon Erpenbach  
Chairperson

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**MOTIONS UNDER SENATE RULE 98 AND JOINT RULE 7**

*for the Month of August 2000*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Wirch, for Dennis J. Andersen, on the occasion of his retirement after a long and distinguished career as the Assistant Fire & Rescue Chief for the Village of Pleasant Prairie.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Jeremy Braun, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for The Cashel-Dennehy Irish Dance Ceili Teams, on the occasion of celebrating their first place awards at the North American National Championships.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Andrew Chaloupka, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Decker, for Investigator Norman C. Dassow, on the occasion of his retirement after 32 years of service to the citizens of Taylor County.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Rude, for Laurie Smith Dies, on the occasion of her 14 years of service to the Wisconsin Legislature.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Sean Dilweg, on the occasion of 10 years of service to the Wisconsin Legislature.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator George, for Michael and Andrea Dudley, on the occasion of Founders Day celebration and 7th Anniversary of distinguished and faithful service to the Milwaukee Capital Christian Center.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Elliott Bruce Duemler, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Jason Ewert, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Dick Farrenkopf, on the occasion of his 40 years of dedicated service to the village of Menomonee Falls.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Jonathan Kyle Farris, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for Elizabeth A. Feagles, on the occasion of her exceptional service to the residents of Sauk County.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Baumgart, for The Klessig Family, on the occasion of its 150th Anniversary.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Schultz, for Robert G. Knight, M. D., on the occasion of his commitment to his country and community.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Drzewiecki, for Vern Krawczyk, on the occasion of his 23 years of dedicated service to Brown County.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Grobschmidt, for Reggie "The Crusher" Lisowski, on the occasion of receiving a Professional Wrestling Lifetime Achievement Award.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Drzewiecki, for April Manowski, on the occasion of winning the National Golden Gloves Title.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Michael David Millett, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Jack Miller, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Grobschmidt, for The Milwaukee Pere*

*Marquette Council 524 of the Knights of Columbus, on the occasion of celebrating it 100th anniversary.*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator George, for Dr. Earl and Dr. Cora Louise Parchia, on the occasion of celebrating their 50th Wedding Anniversary shared with family and friends.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Dr. Juanita Pawlisch, on the occasion of her retirement as the Assistant Superintendent for the Wisconsin Department of Public Instruction.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Roessler, for Frank and Charlotte Philipsky, on the occasion of celebrating their 50th Wedding Anniversary.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Grobschmidt, for Prostate Cancer Awareness, on the occasion of city and state education advocacy initiatives.*

*A certificate of commendation by the Wisconsin Legislature, on the motion of Senator Schultz, for Richland County, on the occasion of celebrating their 150th Anniversary.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for the Sauk County District Attorney's Office, on the occasion of their exceptional service to the residents of Sauk County.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for the Sauk County Sheriff's Department, on the occasion of their exceptional service to the residents of Sauk County.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Deputy Sheriff Richard P. Schoenfeldt, on the occasion of his retirement after 28 years of dedicated service to the citizens of Ozaukee County.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Farrow, for The School Sisters of Notre Dame, on the occasion of celebrating 150 years of service.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Huelsman, for Andrew Schroeder, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for Steven Siverling, on the occasion of earning and attaining the rank of the Eagle Scout Award.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Robson, for Mr. and Mrs. Stanley Smith, on the occasion of celebrating their 50th Wedding Anniversary shared with family and friends.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for The Swiss United Church of Christ, on the occasion of celebrating its 150 years of faithful ministry.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Bob Uecker, on the occasion of his years of outstanding commitment to the game of baseball and to the city of Milwaukee.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Howard Voegeli, on the occasion of being named Dairyman of the Year at the 2000 World Dairy Expo during the "2000 Dinner With the Stars."*

*A certificate of congratulations by the Wisconsin Senate on the motion of Senator Grobschmidt, for Milt Vretenar, on the occasion of having September 2, 2000 be recognized as Milt Vretenar Day for his dedication and commitment to the City of St. Francis.*

*A certificate of congratulations by the Wisconsin Legislature on the motion of Senator George, for the Reverend Rembert G. Weakland, on the occasion of being the receiving the 2000 Vision for Milwaukee Award.*

*A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for Detective Joseph W. Welsch, on the occasion of his exceptional service to the residents of Sauk County.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Moen, for Ernest C. Williams, on the occasion of his dedicated community involvement.*

*A certificate of commendation by the Wisconsin Senate on the motion of Senator Chvala, for The Wisconsin Coalition Against Domestic Violence, on the occasion of its continued advocacy.*