

STATE OF WISCONSIN

Senate Journal

Ninety–Fifth Regular Session

WEDNESDAY, September 4, 2002

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

PETITIONS AND COMMUNICATIONS

State of Wisconsin Department of Health and Family Services

August 26, 2002

The Honorable, The Senate:

In accordance with sec. 1.11(2)(j), Wis. stats., the Department of Health and Family Services reports that it has not conducted any Environmental Assessments or Environmental Impact Statements during the reporting period of July 1, 2001, through June 30, 2002.

Sincerely,

PHYLLIS J. DUBE
Secretary

State of Wisconsin Legislative Audit Bureau

August 29, 2002

The Honorable, The Senate:

We have completed an evaluation of the full-time open enrollment program, as directed by s. 13.94(11), Wis. Stats. Under the program, students may apply to attend school in any K-12 public school district in the state, regardless of whether they live in that district. Families of students who transfer from their local district do not pay tuition. However, a local district loses state aid for each student who transfers to another district and gains state aid for each student who transfers from another district.

In the 2001-02 school year 9,457 students, or 1.1 percent of all public school students, participated in the program. Although participation increased significantly during the first four years of the program, it is still too early to determine whether public schools have improved as a result of district competition to retain and attract students. Few districts report developing new or innovative programs in response to the program, perhaps because most school districts gained or lost 20 students or less. Similarly, fiscal effects of the program have been limited to those districts that experienced significant participation. In 2001-02, 308 of 426 school districts in Wisconsin had net gains or losses of less than \$75,000.

Although parental satisfaction with the program appears to be high, several issues related to open enrollment pose challenges for the program's future. First, the Legislature may wish to carefully consider the costs associated with funding the education of home-schooled students under proposals for on-line virtual schools that accept students from across the state. In addition, school district staff are concerned about the increasing administrative burden of processing open

enrollment transfer applications, and program rules related to special education are under federal review.

We appreciate the cooperation and courtesy extended to us by the department of Public Instruction management and staff. The response from the Superintendent of Public Instruction is Appendix 4.

Sincerely,

JANICE MUELLER
State Auditor

State of Wisconsin Ethics Board

September 3, 2002

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 2001 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us/>

Archiquette, Tana **Oneida Tribe of Indians of Wisconsin**

Dilweg, Sean **Correctional Services Corporation**

Essie, Patrick **Correctional Services Corporation**

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 organizations that employ lobbyists.

Sincerely,

ROTH JUDD
Director

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 99–009

Relating to criteria and procedures for reimbursement of interpreting services for persons who are deaf or hard of hearing.

Submitted by Department of Health and Family Services.

Report received from Agency, August 29, 2002.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, September 4, 2002.

Senate Clearinghouse Rule 99–101

Relating to communication services.

Submitted by Department of Revenue.

Report received from Agency, August 29, 2002.

Referred to committee on **Universities, Housing, and Government Operations**, September 4, 2002.

Senate Clearinghouse Rule 02–032

Relating to providing access to the 4th, 8th, and 10th grade knowledge and concepts examinations and the high school graduation test.

Submitted by Department of Public Instruction.
Report received from Agency, August 30, 2002.
Referred to committee on **Education**, September 4, 2002.

Senate Clearinghouse Rule 02–050

Relating to Wisconsin works.
Submitted by Department of Workforce Development .
Report received from Agency, August 29, 2002.

Referred to committee on **Labor and Agriculture**, September 4, 2002.

Senate Clearinghouse Rule 02–057

Relating to employer medical certification requirements under the long–term disability insurance (LTDI) program.

Submitted by Department of Employee Trust Funds.
Report received from Agency, August 30, 2002.
Referred to committee on **Labor and Agriculture**, September 4, 2002.

Senate Clearinghouse Rule 02–067

Relating to applications, examinations, experience, education, renewal requirements and unprofessional conduct with regard to real estate appraisers.

Submitted by Department of Regulation and Licensing.
Report received from Agency, August 29, 2002.
Referred to committee on **Universities, Housing, and Government Operations**, September 4, 2002.

Senate Clearinghouse Rule 02–069

Relating to revising requirements for defined network plans, preferred provider plans and limited service health organization plans to comply with recent changes in state laws.

Submitted by Office of Commissioner of Insurance.
Report received from Agency, August 30, 2002.
Referred to committee on **Insurance, Tourism, and Transportation**, September 4, 2002.

Senate Clearinghouse Rule 02–081

Relating to construction site erosion control and storm water management procedures for department actions.

Submitted by Department of Transportation.
Report received from Agency, August 29, 2002.
Referred to committee on **Insurance, Tourism, and Transportation**, September 4, 2002.

Senate Clearinghouse Rule 02–093

Relating to adult field supervision.
Submitted by Department of Corrections.
Report received from Agency, August 29, 2002.
Referred to committee on **Economic Development and Corrections**, September 4, 2002.

Senate Clearinghouse Rule 02–100

Relating to grants for information technology development projects and for energy development and demonstration projects.
Submitted by Department of Administration.
Report received from Agency, August 28, 2002.
Referred to committee on **Universities, Housing, and Government Operations**, September 4, 2002.

Senate Clearinghouse Rule 02–101

Relating to adoption assistance and the use of the state adoption information exchange to find adoptive families for children.

Submitted by Department of Health and Family Services.
Report received from Agency, August 29, 2002.
Referred to committee on **Human Services and Aging**, September 4, 2002.

Senate Clearinghouse Rule 02–104

Relating to the administration of child care funds.
Submitted by Department of Workforce Development .
Report received from Agency, August 28, 2002.
Referred to committee on **Human Services and Aging**, September 4, 2002.

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

Senate Clearinghouse Rule 02–043

Relating to publication of health insurance rates for small employer health insurance.
No action taken.

Senate Clearinghouse Rule 02–056

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.
No action taken.

Senate Clearinghouse Rule 02–079

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.
No action taken.

Roger Breske
Chairperson

**MOTIONS UNDER SENATE RULE 98 AND
JOINT RULE 7
for the Month of August 2002**

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Jauch, for Ashland Industries, Inc., on the occasion of being recognized as the Ashland Area 2002 Business of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Hansen, for Robert Charles Augustian, on the occasion of his years of service to the greater Green Bay community.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Decker for the town of Bern, on the occasion of celebrating its 100th anniversary.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Moen, for Major General James G. Blaney, on the occasion of his retirement after many years of outstanding service to the Wisconsin National Guard and the citizens of Wisconsin.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for Timothy Boston, 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 Kanavas, for Justin Brandt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate in condolences by the Wisconsin Senate on the motion of Senator Decker, for the family and friends of Bennie Colrud, on the occasion of his years of dedication to the village of Rosholt.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for Stuart H. Covi, 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 Meyer, for Julie Daggett, on the occasion of celebrating her 40th Birthday.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Adam DeNoble, 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 Dominic Frinzi, on the occasion of being the recipient of the 2002 Vision for Milwaukee Award from the Milwaukee Ethnic Council.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Catherine Gugala, on the occasion of being crowned as Ms. Wheelchair of America.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for John and Marjorie Gusman, on the occasion of celebrating their 65th wedding anniversary shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Harsdorf, for Mr. Cody Haugen, 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 Erpenbach, for Jon H. Hochkammer, on the occasion of his departure and on his accomplishments and outstanding service the past 9 years with the Wisconsin State Senate.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Kanavas, for Christopher Ray Johnson, 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 Baumgart, for Roger Jones, on the occasion of his retirement after 27 years with the Wisconsin State Patrol.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Tom Kissane, 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 Harsdorf, for Mr. Paul Lanners, 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 Moore, for the League of United Latin American Citizens (LULAC), on the occasion of convening in Milwaukee, Wisconsin August 23 – 25, 2002 during Mexican Fiesta 2002.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Brian Liermann, on the occasion of his successful completion of the Youth Apprenticeship Program.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Decker, for William Logan Marnholtz, 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 Risser, for George E. Meyer, on the occasion of his retirement after 29 years of service to the Wisconsin Department of Natural Resources.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Panzer, for Nic Noster, 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 Rosenzweig, for Benjamin Olsen, 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 Harsdorf, for Mr. Leroy Olson, 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 Roessler, for RB Royal Industries, Inc., on the occasion of its 60 years of operation and for their many contributions to the community of Fond du Lac.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for the Retired and Senior Volunteer Program (RSVP), on the occasion of celebrating their 25th anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Panzer, for Evan D. Schwarz, 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 Panzer, for Nathan Short, 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 Decker, for Michael E. Spahn, 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 Risser, for Ryan Taugher, 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 Cowles, for the town of Vandebroek, on the occasion of their 100 year Centennial Celebration.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for Troy Vosseller, 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 Kanavas, for Christopher Reed–Waddell, 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 Huelsman, for Eric Weier, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate in condolences by the Wisconsin Senate on the motion of Senator Decker, for the family and friends of Mr. Stanley Zabrowski, on the occasion of his years of dedication to the village of Rosholt.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Rosenzweig, for Stephen Zielke, on the occasion of earning and attaining the rank of the Eagle Scout Award.