

EDUCATIONAL COMMUNICATIONS BOARD

Budget Summary					FTE Position Summary					
Fund	2000-01 Adjusted Base	Governor		2001-03 Change Over Base Year Doubled		2000-01	Governor		2002-03 Over 2000-01	
		2001-02	2002-03	Amount	%		2001-02	2002-03	Number	%
GPR	\$7,276,200	\$7,061,700	\$7,071,200	-\$419,500	-2.9%	61.75	61.75	61.75	0.00	0.0%
FED	471,800	1,031,800	1,171,800	1,260,000	133.5	0.00	0.00	0.00	0.00	N.A.
PR	<u>7,282,800</u>	<u>8,728,200</u>	<u>8,789,400</u>	<u>2,952,000</u>	20.3	<u>32.75</u>	<u>31.75</u>	<u>31.75</u>	- 1.00	- 3.1
TOTAL	\$15,030,800	\$16,821,700	\$17,032,400	\$3,792,500	12.6%	94.50	93.50	93.50	1.00	- 1.1%

Budget Change Items

1. STANDARD BUDGET ADJUSTMENTS

Governor: Adjust the base budget by \$86,100 GPR and \$58,100 PR in 2001-02 and by \$91,500 GPR and \$59,300 PR in 2002-03 for: (a) full finding of continuing position salaries and fringe benefits (-\$36,000 GPR and \$20,100 PR annually); (b) reclassifications (\$1,700 GPR and \$7,500 PR annually); (c) BadgerNet increases (\$700 GPR and \$400 PR annually); (d) overtime (\$68,000 GPR and \$9,900 PR annually); (e) night and weekend differential (\$7,600 GPR and \$3,300 PR annually); (f) fifth week of vacation as cash (\$23,700 GPR and \$3,900 PR in 2001-02 and \$29,100 GPR and \$5,100 PR in 2002-03); and (g) full funding of lease and directed move costs (\$20,400 GPR and \$13,000 PR annually).

GPR	\$177,600
PR	117,400
Total	\$295,000

2. BASE BUDGET REDUCTIONS

Governor: Reduce the agency's GPR state operations appropriations by \$283,800 in each year. The total reduction amount was derived by making a reduction of 5% to each appropriation, except those for debt service and energy costs. Include session law language permitting the agency to submit an alternative plan to the Secretary of Administration for allocating the required reduction among its sum certain GPR appropriations for state operations purposes. Provide that if the DOA Secretary approves the alternative reduction plan, the plan must be submitted to the Joint Committee on Finance for its approval under a 14-day passive review procedure. Specify that if the Secretary of Administration does not approve the agency's alternative reduction plan, the agency must make the reduction to the appropriation as originally indicated.

GPR	- \$567,600
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[Bill Section: 9159(1)]

3. FUEL AND UTILITY REESTIMATE

GPR	- \$29,200
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Governor: Reduce funding by -\$15,500 in 2001-02 and -\$13,700 in 2002-03 to reflect reestimated costs for fuel and utilities.

4. DEBT SERVICE REESTIMATE

GPR	- \$300
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Governor: Reestimate debt service costs by -\$1,300 GPR in 2001-02 and \$1,000 GPR in 2002-03 from the base level of \$845,300.

5. PROGRAM AND FEDERAL REVENUE REESTIMATE

FED	\$1,260,000
PR	<u>2,940,000</u>
Total	\$4,200,000

Governor: Reestimate federal and program revenue expenditure authority by \$560,000 FED and \$1,440,000 PR in 2001-02 and \$700,000 FED and \$1,500,000 PR in 2002-03.

6. DELETE POSITION

	Funding Positions	
PR	-\$105,400	-1.00

Governor: Delete \$52,700 PR and 1.0 FTE position annually. A corresponding increase in funding and authorized positions is made to the TEACH Board. The position organizes the annual educational technology conference.

7. DEBT SERVICE APPROPRIATION

Governor: Create a sum sufficient appropriation for debt service funded with gifts and grants. Require the funds be used for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement, or improvement of facilities approved by the Building Commission for operation by the ECB and to make any required federal arbitrage repayments. Require that if the Secretary of Administration determines that the Federal Communications Commission has approved the transfer of all broadcasting licenses held by the ECB to the broadcasting corporation proposed under the bill, on and after the effective date of the last license transferred as determined by the Secretary of Administration, no monies from this appropriation may be encumbered.

[Bill Section: 477]

8. FUND-RAISING CORPORATION

Governor: Modify current law that authorizes ECB to organize and maintain a nonstock, nonprofit corporation to describe the corporation as a fund-raising corporation.

[Bill Section: 1378]

9. RESTRUCTURE PUBLIC BROADCASTING

Governor: Restructure public broadcasting in the State of Wisconsin as follows:

Public Broadcasting Transitional Board. Create a 20-member transitional board that would include the following individuals: (a) the Secretary of DOA, or his or her designee; (b) the State Superintendent of Public Instruction, or his or her designee; (c) the President of the University of Wisconsin System, or his or her designee; (d) the Director of the Wisconsin Technical College System (WTCS), or his or her designee; (e) the President of the Wisconsin Association of Independent Colleges and Universities, or his or her designee; (f) one legislator from the majority party of each house of the Legislature, appointed as are members of standing committees; (g) two members appointed by the Governor who belong to the Wisconsin Public Radio Association (WPRA); (h) one member appointed by the Governor who belongs to the Friends of WHA-TV; (i) one member appointed by the Governor who resides in Wisconsin but outside of the WHA-TV viewing area; (j) one member appointed by the Governor who is a representative of public elementary and secondary school administrators; and (k) eight members appointed by the Governor who are employed in the private sector.

Provide that the members of the transitional board in sections (g) through (k) would be subject to Senate confirmation and that these members would be appointed for a three-year term. Provide that the members of the transitional board would be subject to the code of ethics for public officials and employees. Provide that this transitional board would be eliminated on the first day of the 36th month beginning after the effective date of the budget act.

Duties of Transitional Board. Specify the following transitional board duties:

- a. Draft and file articles of incorporation for a nonstock corporation under state law and take all actions necessary to exempt the corporation from federal taxation under 501(c)(3) of the Internal Revenue Code. This corporation would be referenced as the Broadcasting Corporation;
- b. Provide in the articles of incorporation that the initial directors of the corporate board would be the members of the Transitional Board;
- c. Draft bylaws for adoption of the corporate board of the Corporation.
- d. Prepare an application for submission by the corporate board to the Federal Communications Commission (FCC) to transfer all broadcasting licenses held by the ECB and the UW Board of Regents, except licenses for student radio, to the Corporation;

e. Negotiate an agreement with the WPRA for the transfer of funds raised by the Association to the Corporation;

f. Negotiate an agreement with each friends of public television group for the transfer of funds raised by each group to the corporation; and

g. Retain, if necessary, staff and legal, administrative and technical assistance from the UW and the ECB, which would be provided at no cost to the transitional board.

Elimination of ECB. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the Broadcasting Corporation, ECB would be eliminated on and after the effective date of the last license transferred as determined by the Secretary of DOA. Provide that no monies could be encumbered from any of ECB's appropriations after that date. As part of the elimination of ECB, the ECB member on the TEACH Board would be replaced with another member appointed by the Governor.

Eliminate Public Broadcasting Responsibility of UW Board of Regents. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by the UW to the Broadcasting Corporation, except for licenses for student radio, then current law requiring the Board of Regents to operate WHA and WHA-TV would no longer apply effective on the date of the transfer of the last license.

Duties of Broadcasting Corporation. The Broadcasting Corporation would be required to do each of the following as a condition of receiving state aid:

a. Maintain a state system of radio broadcasting for the presentation of educational, informational and public service programs, and formulate policies regulating the operation of such a state system, and coordinate the public radio activities of the various educational and informational agencies, civic groups, and citizens that contribute to the public interest and welfare;

b. Maintain educational television channels reserved for Wisconsin, and take such action as is necessary to preserve such channels in Wisconsin for educational use;

c. Maintain a comprehensive state plan for the orderly operation of a statewide television system for the presentation of noncommercial instructional programs that will best serve the interests of the state;

d. Work with the educational agencies and institutions of the state as a reviewer, adviser and coordinator of their joint efforts to meet the educational needs of the state through radio and television;

e. Furnish leadership in securing adequate funding for statewide joint use of radio and television for educational and cultural purposes, including funding for media programming for broadcast over the state networks;

f. Lease, purchase or construct radio and television facilities for joint use with state and local agencies, including broadcast network and production facilities, network interconnection or relay equipment, mobile units, and other equipment available for statewide use;

g. Maintain radio and television transmission equipment in order to provide broadcast service to all areas of this state;

h. Establish and maintain a continuing evaluation of the effectiveness of the joint efforts of all participating educational institutions in terms of jointly-established goals in the area of educational radio and television;

i. Act as an informational source for educational radio and television activities in this state and provide such information to legislators, offices of government, educational institutions and the general public;

j. Provide educational programming for elementary and secondary schools in this state and transmit public radio and television to remote and underserved areas of the state.

k. Contract with the UW Board of Regents for the services of its public broadcasting staff; and

l. Make the most effective use of its digital broadcasting spectrum.

Additional Requirements for State Aid. Provide that the Broadcasting Corporation could receive state aid if each of the following is satisfied:

a. The articles of incorporation state the purpose of the Broadcasting Corporation is to provide public broadcasting to this state and that, if the Broadcasting Corporation dissolves or discontinues public broadcasting in this state, the Corporation would be required to, in good faith, take all reasonable measures to transfer or assign the Broadcasting Corporation's assets, licenses and rights to an entity whose purpose is to advance public broadcasting in this state;

b. The Corporation initially adopts the bylaws drafted by the transitional board;

c. The Corporation permits public inspection and copying of any records of the corporation to the same extent as required of, and subject to the same terms and enforcement provisions that apply to, an authority designated under state law;

d. The Corporation provides public access to its meetings to the same extent as is required of, and subject to the same terms and enforcement provisions that apply to, a governmental body;

e. The Corporation provides the Secretary of DOA, the Legislative Audit Bureau and the Legislative Fiscal Bureau with access to all of the Corporation's records, except records identifying the names of private donors;

f. If the broadcast licenses of the ECB are transferred to the Corporation, it carries out any obligation of the ECB under any contract entered into by the ECB that relates to the provision of public broadcasting in this state until the contract is modified or rescinded by the Corporation to the extent allowed under the contract and the Corporation pays off any outstanding state debt related to the ECB state office building; and

g. If the broadcast licenses of the UW are transferred to the Corporation, it carries out any obligation of the UW under any contract entered into by the UW that relates to the provision of public broadcasting in this state until the contract is modified or rescinded by the Corporation to the extent allowed under the contract.

Specify that the Secretary of DOA would pay state aid to the Corporation in installments, as determined by the Secretary.

Duties of Secretary of DOA. The Secretary of DOA would be required to determine each of the following: (a) whether the FCC has approved the transfer of all broadcasting licenses held by ECB and the Board of Regents of the UW, except for licenses for student radio, to the proposed Broadcasting Corporation; (b) if the Secretary of DOA determines that the FCC has approved the transfer of all ECB broadcasting licenses, then the Secretary would determine the effective date of the transfer of the last license to the Broadcasting Corporation; and (c) if the Secretary of DOA determines that the FCC has approved the transfer of all UW broadcasting licenses, then the Secretary would determine the effective date of the transfer of the last license to the Broadcasting Corporation. The Secretary of DOA would be required to notify the Revisor of Statutes in writing of the effective date of the last license transferred.

Transfer of Appropriation Balances. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the Broadcasting Corporation, each of the following transfers would occur on the effective date of the transfer of the last license to the Broadcasting Corporation: (a) the unencumbered balance of all of ECB's sum certain GPR appropriations would be transferred to a new section of the state appropriation schedule created for the Corporation, which would include two GPR sum certain appropriations, one for operational costs of public television broadcasting and one for operational costs of public radio broadcasting; (b) the unencumbered balance of ECB's PR appropriation for emergency broadcasting would be transferred to a newly-created GPR appropriation under DOA for the same purpose; and (c) the unencumbered balance of the rest of ECB's PR and FED appropriations would be transferred to a newly-created PR appropriation under DOA, and the Secretary of DOA would be required, to the extent allowed under federal law, to pay the Broadcasting Corporation a grant equal to the unencumbered balance of the new PR appropriation under DOA.

If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by the UW to the Broadcasting Corporation, except for licenses for student radio, on the effective date of the transfer of the last license to the Corporation all unencumbered balances appropriated to the UW for public broadcasting, as determined by the Secretary of DOA, would be transferred to the Corporation.

Transfer of ECB Positions. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the Broadcasting Corporation, all ECB positions and incumbent employees holding the positions would be transferred to DOA. Provide that employees would retain the same rights and status that they enjoyed at ECB, and no permanent employee would be required to serve a probationary period. Specify that ECB unclassified positions for the deputy, four division administrators and 11 professional staff members would continue to be unclassified positions after transfer to DOA. Provide that all employees transferred to DOA would be required to provide broadcasting services to the Broadcasting Corporation under a contract between DOA and the Corporation. The contract would be required to specify that the employees providing services would be supervised solely by the Broadcasting Corporation. A PR appropriation would be created under DOA to allow the expenditure of monies received from the Corporation for services provided under the contract.

UW Positions Provide Services to Broadcasting Corporation. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by the UW Board of Regents to the Broadcasting Corporation, except licenses for student radio, then the following provisions would apply: (a) the Board of Regents would be required to contract with the Broadcasting Corporation to provide the Corporation with the services of all the employees of the UW who provided public broadcasting services prior to the license transfer; (b) the Board of Regents could not contract for the services of any employee who did not provide public broadcasting services prior to the license transfer; and (c) any contract must specify that the Broadcasting Corporation would have supervisory authority over the employees. If any employee of the UW who provided public broadcasting services prior to the license transfer terminates employment with the UW after the license transfer, the Board of Regents could not fill that position and could not expend any money that would otherwise have been paid to or on behalf of the employee as salary or fringe benefits. A PR appropriation would be created under the UW to allow the expenditure of monies received from the Corporation for services provided under the contract.

Transfer of ECB and UW Assets. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the broadcasting corporation, the following asset transfer provisions would apply: (a) the state office building used by ECB would be transferred to the Broadcasting Corporation if the Corporation pays \$476,228, which represents the Foundation's remaining interest in the building, to the Wisconsin Public Broadcasting Foundation or the Foundation waives the payment; (b) assets of the state used by ECB that are not shared assets would be transferred to the Broadcasting Corporation on the effective date of the last license transferred; (c) assets of the state used by ECB for the emergency weather warning system would be transferred to the DOA; and (d) current general obligation bonding authorized for ECB facilities would transfer to DOA. Any asset transferred under (a) or (b) would revert to the state if the asset would not be used for providing public broadcasting. A GPR debt service appropriation would be created under DOA for debt service costs associated with transferred ECB facilities.

If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by the UW Board of Regents to the broadcasting corporation, except licenses for student radio, assets of the state used by the UW that are not shared assets would be transferred to the Broadcasting Corporation on the effective date of the last license transferred. Any UW asset transferred would revert to the state if the asset would not be used for providing public broadcasting.

Transfer Provisions for Shared Assets. A shared asset would be defined as any asset of the state that, as determined by the Secretary of DOA, is used for the purpose of providing public broadcasting, including a tower, transmitter, transmission facility or other related structure, equipment or property, and that is also used by another state agency.

If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the Broadcasting Corporation, the Secretary of DOA would be required to negotiate and enter into an agreement to lease, sell or otherwise transfer any shared asset used by ECB to the Corporation. In addition, the Secretary would be required to negotiate and enter into an agreement with the Broadcasting Corporation regarding the payment of any outstanding ECB debt service relating to public broadcasting. A PR appropriation would be created under DOA to allow expenditure of monies received from the Corporation to pay this debt service.

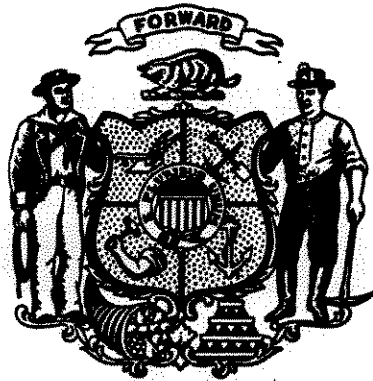
If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by the UW Regents to the Broadcasting Corporation, except licenses for student radio, the Secretary of DOA would be required to negotiate and enter into an agreement to lease, sell or otherwise transfer any shared asset used by the UW to the Corporation. In addition, the Secretary would be required to negotiate and enter into an agreement with the Broadcasting Corporation regarding the payment of any outstanding UW debt service relating to public broadcasting.

Emergency Weather Warning System. If the Secretary of DOA determines that the FCC has approved the transfer of all broadcasting licenses held by ECB to the broadcasting corporation, after the date of the last license transfer, DOA would be required to contract with the Broadcasting Corporation for the operation of an emergency weather warning system.

Other Provisions. Modify current law references to ECB to instead refer to the Broadcasting Corporation in areas relating to public broadcasting licenses held by the Milwaukee Area Technical College.

[Bill Sections: 108, 134, 159, 160, 184, 185, 188, 220, 221, 386, 389, 467 thru 476, 478 thru 480, 578, 895 thru 900, 962, 973, 977, 988, 991, 1028, 1352 thru 1354, 1371, 1376, 1377, 1379, 1386, 3049, 3052, 3053, 3056, 3059, 3060 and 9101(4)]

END



END

Don't
hesitate - take action
8-73-01

Dear Senator Paul:

We support the name to name
a section of Highway 122 after
Walt Bresler. We hope you
will give this your backing
if it becomes a legislative
item.

Jan Conley 2406 Hughtitt Superior WI 54880

David Conley 2406 Hughtitt Superior, WI 54880

F Ingrou 2935 S Wadena Superior WI 54880

Kathryn McKenzie 202 N. 58th St. Superior, WI 54880

Rosie Snow 1606 N 18th St., Superior WI 54880

Jan Kovacs 2614 N 22nd St " " "

Answer -

Response

- 1) Appreciate note
- 2) Very disappointed with note
- 3) file compliance

Dear Bob,

Thank you for your support of the Public Defenders' budget. As of today, things have not worked out the way I'd like. Still, I'll keep up the good fight for both my clients and the Public Defenders.

Again, thanks for the help.

Sincerely,
MARTIN JARVIS

**THANKS
AGAIN!**

J. MARTIN JARVIS
SPOKANE, WI

Adam —
PLEASE REPLY
RESPONSE

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

TELEWIRE

ELECTRONIC MESSAGE

August 31, 2001

The Honorable Bob Jauch
Wisconsin State Capitol
Madison, WI 53708

Adm

Dear Senator Jauch:

I urge you to support the Impartial Justice bill (SB115/AB 303), calling for full public financing for candidates to the Wisconsin Supreme Court. This bill is important. The legislature needs to make progress on campaign finance reform.

Supreme Court Justices are supposed to be impartial. Large contributions from individuals and PACs create an appearance of conflict of interest at best. Everyone deserves a fair hearing before the Supreme Court. The best way to ensure this is to allow candidates to owe their election to the taxpayers – not to special interests.

This bill will also change the playing field for groups doing independent spending by providing matches to publicly funded candidates. It won't prevent anyone from running an ad – just ensure that the candidate who is targeted can respond.

The bill is supported both by Republicans and Democrats. This is a good first step in campaign finance reform. Now that the Senate Committee has passed the bill, please ask for it to be scheduled for a floor vote.

Sincerely,

DON LARSON
1604 LACKAWANNA AVE
SUPERIOR, WI 54880

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

TELEWIRE

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Madison, WI 53708

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Sincerely,

KENT TENNEY
28175 LUTKIE RD
ASHLAND, WI 54806

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

CINDY SMITH
810 ASH ST
SPOONER, WI 54801

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

DONALD PUTNAM
1960 HAWTHORNE LN
RICE LAKE, WI 54868

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

JAMES BELANGER
6974 N BROADWAY ST
LORETTA, WI 54896

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

KAREN SORENSON
PO BOX 192
SPOONER, WI 54801

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

MURIEL FILLMORE
23 E EAU CLAIRE ST # 332
RICE LAKE, WI 54868

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

TELEWIRE

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Sincerely,

JOYCE ZIELINSKI
2401 E 7TH ST
SUPERIOR, WI 54880

Wisconsin Citizen Action
152 W Wisconsin Ave. Suite 308
Milwaukee, WI 53203-2505

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Sincerely,

SCOTT SOMERVILLE
15865 GUARD ST # 108
HAYWARD, WI 54843

Sen. Jauch

To: Wahner, Jim
Subject: RE: Access Issue - Mercer Church

Dear Jim:

I wish that I could identify a willing donor to be of assistance but raising money for the northern is always a special challenge.

Clearly, there is no State or Federal dollars available. I am not aware of any charitable groups but will look around.

In regards to information, I have asked my staff to put together some material that might be helpful for you.

Thanks much.

Bob

-----Original Message-----

From: Wahner, Jim [mailto:JWahner@Extendicare.com]
Sent: Thursday, August 30, 2001 3:33 PM
To: Sen.Jauch; Rep.Sherman
Cc: 'larryolson@centurytel.net'
Subject: Access Issue - Mercer Church

Bob/Gary - I need a little help and thought I would contact both of you simultaneously to avoid any duplication of effort.

The Mercer United Methodist Church was built in the 1960s before all of the codes and statutes requiring handicapped access were in place. As a result the Church sanctuary and the downstairs Fellowship Hall (where many public meetings are held) are all but impossible to access to anyone with a mobility problem due to disability or aging. I should also mention that among its other public uses the Church building is listed as a back-up shelter in the Mercer School's emergency evacuation plan.

I am a member of this small congregation (106 members) and was approached about a year ago to head up a fund-raising campaign to construct an accessible bathroom and a small addition to house an elevator. I accepted.

Since then we have completed a handicapped accessible bathroom, and finalized plans for the addition and the elevator. All of this will cost in the neighborhood of \$100 to \$120k. Our fund-raising campaign has raised about \$50k in cash and pledges from the congregation, local businesses, the State Methodist Conference, and other miscellaneous contributions. A nice start and a truly fantastic effort by such a small, largely elderly and not well-to-do congregation. However, we have pretty much tapped things out locally and need to move beyond. Here is where I need your help.

1. Are there any governmental funds (state, federal, local) we might tap into on a grant or low-interest loan basis? Anything under the ADA Wisconsin Partnership, for example?
2. If there is no governmental help we will turn next to Foundations and Corporations. Do you know of any in the north that might be receptive to

this type of request for funding (paper mills, utilities, family trusts, etc.)?

3. Lastly, I am sending out a lot of grant requests to foundations mostly in the the Southern part of the State. One of the arguments I am making to them is that Iron County is not a wealthy area and thereby not an easy area in which to find donors for this type of project. Can you help me to find data and information on how Iron County stacks up with other areas of the State in terms of economic deprivation (poverty)? There must be key indicators of economic and social deprivation that one can use to make the case that Iron County is not one of our wealthiest areas.

I would appreciate whatever help you can give me with this. Thanks.

Jim Wahner

P.S. Tom Barrett's visits to Hurley and Mercer went well. We had an especially lively crowd in Mercer (around 35). Hurley was only about 15 but we made some good contacts and got nice coverage in the Miner, Globe and from WJMS.

UNIVERSITY of WISCONSIN

Superior

To: Leadership Day Chairs,
Day Sponsors,
Advisory Committee Members, &
Leadership Alumni

From: Sheryl Homan *SHOMAN*

Date: September 6, 2001

Re: Leadership Opening Ceremony & Group Project

It is my pleasure to invite you and your guest to attend the Opening Ceremony of this year's Leadership Class scheduled on

Thursday, September 13, 2001

4:30 PM to 5:30 PM

Rothwell Student Center Skylounge

Parking: Please park in Lot # 2 (across the street from Rothwell)

*Consists
Participants*

It will be a fun time to meet the new Leadership Class, see some of your fellow graduates, and enjoy the wonderful hors d'oeuvres and refreshments.

I am enclosing a Leadership schedule for the 2001-02 year. If you are a Leadership graduate who missed one of the dates and wish to attend this year's session, please note the date on your calendar and advise me as soon as possible.

Once again, we wish to thank all of our sponsors and Day Chairs for making this year another great year!

cc: Laura Urban

encl : Opening Ceremony Agenda
Schedule
Class List



LEADERSHIP SUPERIOR/DOUGLAS COUNTY
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**You're Invited!!!
Please plan to attend!!!**



Opening Ceremony

Parking: Please use lot #2.

Thursday, September 13, 2001

4:30 PM – 5:45 PM

Rothwell Student Center, Skylounge

4:30 **Social** Hors d'oeuvres and Beverages

All

5:00 **Welcome**

Introduction of Special Guests and Sponsors

Sheryl Homan,
Program Manager

“Leadership”

Mary Moser
Director, Governor's
Northern Office

Introduction of Class of 2002

Dave Minor
Chamber of Commerce
TBA
Development
Association

Closing

Sheryl Homan

Adjourn

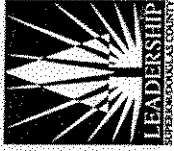
(Please feel free to continue to enjoy the
company of others afterwards.)



2001-2002 Program Calendar

- Opening Ceremony** September 13, 2001 (Thursday) - Orientation, Introductions and Opening Ceremony (1:00 - 6:00 pm)
Sponsor: Community Bank
Location: Rothwell Student Center, Room 218 and Skylounge
- Session I** September 25, 2001 (Tuesday) - Growth Management Day
Day Chair: Geof Wendorf, UW-Extension
Day Sponsor: Superior Water, Light & Power Location: WITC
- Leadership Retreat** October 24 and 25, 2001 (Wednesday and Thursday) - Leadership Retreat
Location: Minnesuing Acres Conference Center (near Lake Nebagamon)
(Begins Wednesday at 8:30 a.m. and ends Wednesday at 4:30 p.m.)
Sponsors: Service Clubs of Superior (Jaycees, Kiwanis, Optimists & Rotary) and Lakehead Pipe Line
- Session II** November 13, 2001 (Tuesday) - History of Superior/Douglas County
Day Chair: Dr. Ron Merhart
Day Sponsor: Murphy Oil Location: Fairlawn Mansion in A.M.
- Session III** December 11, 2001 (Tuesday) - Government in Wisconsin
Day Chairs: Doug Finn and Sharon Kotter
Day Sponsors: Douglas County & City of Superior Location: City/County Complex
- Session IV** January 8, 2002 (Tuesday) - Business & Economic Development
Day Chair: Jim Zastrow, M & I Bank, and Kaye Tenerelli, Superior B.I.D.
Day Sponsor: M & I Bank Location: WITC
- Session V** February 12, 2002 (Tuesday) - Health & Human Services
Day Chairs: Dr. Pat Sura, Duluth Clinic, Terry Jacobson, SMDC and Steve Koszarek, Douglas County HS
Day Sponsor: SMDC Superior Location: SMDC-Superior
- Session VI** March 12, 2002 (Tuesday) - Joint Session with Leadership Duluth
Day Sponsor: National Bank of Commerce Location: Rothwell Student Center, UWS
- Session VII** April 9, 2002 (Tuesday) - Education: Today's Reality
Day Chair: Jean Till & Jay Mitchell, Superior School District
Day Sponsor: Superior School District Location: Administration Bldg in AM
- Group Project** April 18, 2002 (THURSDAY) - 11:00 AM - 1:30 PM
Sponsor: F & M Bank Location: WITC
- Session VIII** May 14, 2002 (Tuesday) - The Courts and Law Enforcement
Day Chairs: Dan Blank, District Attorney
Day Sponsor: Douglas County and City of Superior Location: City/County Complex in A.M.
- Session IX** June 11, 2002 (Tuesday) - Goal Setting
Day Sponsor: Superior Days Location: Trinity Lutheran Church, Lk. Nebagamon
- Closing Ceremony** June 13, 2002 (Thursday) - 5:30 p.m. - ?
Sponsor: To be announced. Location: To be Announced

Locations for the sessions will vary throughout the day. Please refer to your monthly agenda that is mailed out a few days prior to the session. Each day begins with coffee & rolls at 7:30 a.m. with the actual session beginning at 8:00 a.m. and ending at 4:30 p.m. Lunch is included with each day. Please arrive promptly. This program is a community program offered through UWS and jointly co-sponsored by the Superior/Douglas County Chamber of Commerce and the Superior/Douglas County Development Association.



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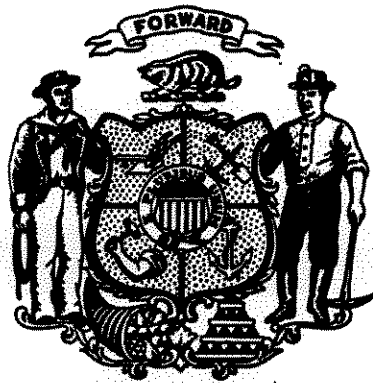
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Peers give Barron County DA state award

Barron County district attorney gets state award

By Alyssa Waters
Chippewa Falls News Bureau

His wife knew. Even his daughters knew.

But Barron County District Attorney James Babler had no clue that a drive to Door County would lead to a prestigious award earlier this month.

Babler became the second district attorney in the state to receive the E. Michael McCann District Attorney of the Year Award. "It's a great honor to get an award from my peers," he said.

The Wisconsin District Attorneys Association formed a committee in 1999 to seek nominations for the best prosecutors in the state.

"We're so busy we don't have time to tell people what a good job they've done. We never did that as a group," said Ozaukee County District Attorney Sandy Williams, who coordinates the WDAA's award program.



Staff file photo James Babler has been Barron County's district attorney for 19 years. Earlier this month his was honored for his work by receiving the E. Michael McCann District Attorney of the

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Williams sent requests for nominations to public defenders, law enforcement professionals, judges and victim witness coordinators throughout the state.

Year award given by his peers.

Williams said any attorney that shows hard work, dedication and truthfulness can be a candidate.

"Generally we look at the whole rounded picture," she said. "(Babler) really exemplifies that. That's why he's a slam-dunk choice for the DA award."

Babler was nominated for the award by Barron County Judge Edward Brunner.

"In my opinion, (Babler) operates the most effective district attorney's office in northern Wisconsin," Brunner wrote in a letter to the WDA. He also included a feature article by the Leader-Telegram for the nomination.

"(The article) said it all," Brunner said.

Williams said Babler was one candidate in the midst of many, but his work and dedication put him a cut above the rest.

Babler, who has been the district attorney in Barron County for 19 years, said he believes the homicide cases in the past few years and a 1998 case involving a \$1.7 million embezzlement from the Turtle Lake casino were among his best.

Brunner said those cases might have gotten his foot in the door for the award, but there's much more to Babler than what's seen in the courtroom.

"He embodies a very important character," Brunner said. "He's honest and straightforward.

"He goes with what's right. That's very important in solving problems in your community," Brunner said.

Babler received the award June 14 at a ceremony in Door County. His 9-year-old daughter Emma presented the award while his wife, Susan, and 1-year-old daughter Clara watched.

The award was named after Milwaukee County District Attorney E. Michael McCann, whose dedication to the field is impressive, Williams said.

"The award would not be doing him justice," Williams said. "We presented (McCann) with a plaque outlining his tenure in the office. We honored him by naming the award after him."

The first McCann award was given last year to Dan Blank of Douglas County.

Babler said the award hasn't changed much in his daily routine, other than the plaque hangs on his office wall.

"It truly is a great honor for me -- it's very special," he said.

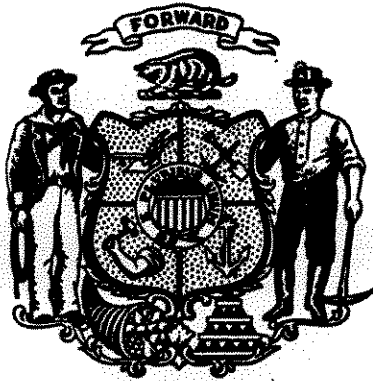
Waters can be reached at 723-0303 or alyssa.waters@ecpc.com.

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*TELL Don's House to meet w/le
up late*

**TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT
IN WISCONSIN BOARD**

Budget Summary						FTE Position Summary				
Fund	2000-01 Adjusted Base	Governor		2001-03 Change Over Base Year Doubled		2000-01	Governor		2002-03 Over 2000-01	
		2001-02	2002-03	Amount	%		2001-02	2002-03	Number	%
GPR	\$42,624,100	\$43,586,000	\$45,670,200	\$4,008,000	4.7%	6.00	6.00	5.00	- 1.00	- 16.7%
FED	264,000	1,264,000	764,000	1,500,000	284.1	0.00	0.00	0.00	0.00	0.0
PR	5,497,800	3,129,100	2,566,400	- 5,300,100	- 48.2	2.00	2.00	2.00	0.00	0.0
SEG	<u>10,268,600</u>	<u>13,707,400</u>	<u>13,689,700</u>	<u>6,859,900</u>	33.4	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	0.0
TOTAL	\$58,654,500	\$61,686,500	\$62,690,300	\$7,067,800	6.0%	8.00	8.00	7.00	- 1.00	- 12.5%

Budget Change Items

1. STANDARD BUDGET ADJUSTMENTS

Funding Positions		
GPR	- \$31,400	- 1.00
SEG	<u>689,600</u>	<u>0.00</u>
Total	\$658,200	- 1.00

Governor: Adjust the base budget by -\$4,000 GPR and \$344,800 SEG in 2001-02 and -\$27,400 GPR and \$344,800 SEG in 2002-03 for: (a) removal of noncontinuing elements from base (-\$23,400 GPR and -1.0 GPR position in 2002-03); (b) full funding of salaries and fringe benefits (-\$5,900 GPR annually); (c) BadgerNet increases (\$344,800 SEG annually); and (d) fifth week of vacation as cash (\$1,900 GPR annually).

2. BASE BUDGET REDUCTIONS

GPR	- \$70,200
-----	------------

Governor: Reduce the TEACH state operations appropriation by \$35,100 in each year. The total reduction amount was derived by making a reduction of 5% to the adjusted base of \$702,200 for this appropriation.

3. DEBT SERVICE REESTIMATE

GPR	\$4,109,600
PR	<u>- 5,797,300</u>
Total	- \$1,687,700

Governor: Reestimate debt service costs by \$53,000 GPR in 2001-02 and \$403,800 GPR in 2002-03 and -\$609,300 PR annually for public library boards from a base level of \$206,800 GPR and \$633,100 PR. Reestimate debt service costs by \$948,000 GPR in 2001-02 and \$2,704,800 GPR in 2002-03 and -\$2,291,100 PR in 2001-02 and

-\$2,287,600 PR in 2002-03 for school districts from a base level of \$2,715,100 GPR and \$4,709,400 PR.

all new?

what is assessed now?
what is it going to go to?

4. EDUCATIONAL TELECOMMUNICATIONS ACCESS

SEG	\$5,435,800
-----	-------------

Governor: Provide \$2,592,900 in 2001-02 and \$2,842,900 in 2002-03 for the current educational telecommunications access program, which provides eligible entities with subsidized access to new data lines and video links or grants for data lines and video links for service contracts in effect on October 14, 1997. The program is funded from the universal service fund (USF) that receives its revenues through assessments on annual gross operating receipts from intrastate telecommunications providers, which they are allowed to fully recover through an adjustment applied to subscribers' local exchange service rates.

This funding would be utilized for the following purposes:

a. *School Districts and CESAs.* \$941,300 in 2001-02 and \$161,700 in 2002-03 above base level funding of \$7,195,700 for the estimated additional costs of providing telecommunications access to school districts and CESAs.

b. *Private Colleges, Technical Colleges, and Libraries.* \$1,762,200 in 2001-02 and \$2,454,200 in 2002-03 above base level funding of \$2,014,600 for the estimated additional costs of providing telecommunications access to private colleges, technical colleges, and libraries.

c. *Private K-12 Schools.* -\$120,300 in 2001-02 and \$212,200 in 2002-03 above base level funding of \$1,003,100 for funding additional estimated costs of providing telecommunications access to private K-12 schools.

d. *State residential schools.* \$9,700 in 2001-02 and \$14,800 in 2002-03 above base level funding of \$55,200 for funding additional estimated costs of providing telecommunications access to state residential schools.

5. GRANTS FOR PUPIL TECHNOLOGY SUPPORT

what is this?

FED	\$1,000,000
-----	-------------

Governor: Provide \$500,000 annually from federal E-rate monies. Require the TEACH Board to award grants to school districts to train pupils to provide educational technology support services to the school districts in which they are enrolled. Specify that the TEACH Board could award no more than \$500,000 in grants in each fiscal year. Require TEACH to award grants in consultation with the Board of Regents of the UW System and the Wisconsin Technical College System Board.

[Bill Section: 9149 (1)]

What would this be?

6. ALTERNATIVE TECHNOLOGY STUDY

FED	\$500,000
SEG	250,000
Total	\$750,000

Governor: Provide \$500,000 FED from federal e-rate monies and \$250,000 SEG from the universal service fund in 2001-02. Require the TEACH Board to conduct a study of emerging technology products, services, and applications for distance learning in primary and secondary schools. Specify that the TEACH Board would have to conduct approximately six pilot projects and could expend up to \$500,000 FED and \$250,000 SEG for the study. Authorize the use of monies from the universal service fund for this purpose. Require the TEACH Board to report the findings of its study to the Governor and to the Legislature by January 31, 2003.

[Bill Sections: 572 and 9149(2)]

How much lower do we need this person?

7. WATF EXISTING GRANTS

PR	\$566,200
----	-----------

Governor: Provide \$566,200 in 2001-02 to meet the existing grant commitments of the Wisconsin Advanced Telecommunications Foundation. Funding for this item will come from the dissolution of the Foundation's endowment fund. This funding would be provided in a new PR appropriation allowing the expenditure of funds received from other state agencies.

[Bill Sections: 570 and 9101(10)]

8. DELETE CURRENT WATF POSITIONS

Funding Positions		
PR	- \$310,600	- 2.00

Governor: Delete \$155,300 and 2.0 positions annually to reflect the dissolution of the Wisconsin Advanced Telecommunications Foundation and the dispersal of its accrued endowment fund to the state. Eliminate statutory authority for the TEACH Board to provide administrative services to the Foundation.

[Bill Section: 1421]

9. WATF EXISTING GRANT ADMINISTRATION

Funding Positions		
PR	\$136,200	1.00

Governor: Provide \$68,100 and 1.0 position annually to continue administration of existing Wisconsin Advanced Telecommunications Foundation grants and to perform other duties as determined by the Secretary of the TEACH Board. Funding for this item would come from the dissolution of the foundation's endowment fund. This funding would be provided in a new PR appropriation allowing the expenditure of funds received from other state agencies.

[Bill Sections: 570 and 9101(10)]

Bullshit!

10. GOVERNOR'S WISCONSIN EDUCATIONAL TECHNOLOGY CONFERENCE

	Funding	Position
PR	\$105,400	1.00

Governor: Provide \$52,700 and 1.0 position annually to organize the annual Governor's Wisconsin Educational Technology Conference. A corresponding reduction in funding and authorized positions is made to the Educational Communications Board.

11. TEACH ELIGIBILITY FOR SECURED CORRECTIONAL FACILITIES

SEG	\$484,500
-----	-----------

Governor: Provide \$251,100 in 2001-02 and \$233,400 in 2002-03 to fund telecommunications access services from the TEACH Board for three secured correctional facilities. Specify that the secured correctional facilities would be the Southern Oaks Girls School, the Ethan Allen School and the Lincoln Hills School. Provide that these facilities would also be eligible to apply for educational technology training and technical assistance grants as members of consortia. Require the Secretary of Corrections submit a written request to TEACH in order for those facilities to be eligible for educational technology block grants. Limit the amount the Department of Corrections (DOC) would receive in block grants for each facility to \$5,000 annually, and allow DOC to allocate the funds received through this program among the eligible facilities as it deems appropriate, although the monies would have to be deposited in a separate fund. Create an appropriation to fund subsidized telecommunications access for those facilities. Require TEACH to promulgate rules to ensure that secured correctional facilities that receive access to data lines and video links use them only for educational purposes. Require the DOC to submit a report to DOA by June 30, 2002, that specifies any cost savings by the DOC due to secured correctional facilities' receipt of grants or subsidies from TEACH.

Under current law, CESAs and consortia of school districts, CESAs, and public library boards are eligible to receive training and technical assistance grants. School districts are eligible to receive block grants, and school districts, private schools, CESAs, technical colleges, private colleges, public library systems and boards and the state residential schools are eligible to receive telecommunications access funding.

[Bill Sections: 370, 566, 567, 576, 1416, 1418, 1422, 1424 thru 1426, 1436 and 9111(2)]

12. TEACH ELIGIBILITY FOR CHARTER SCHOOL SPONSORS

Governor: Extend eligibility for TEACH programs to charter school sponsors, as follows:

a. Educational technology block grants. Require TEACH to calculate block grants for charter school sponsors by dividing the statewide average equalized valuation per member by the Milwaukee Public Schools' equalized valuation per member and multiplying the result by the number of pupils attending the charter school on the third Friday of September. Specify that

a charter school sponsor could use these monies for any purpose related to educational technology that benefits pupils attending the charter school, except to pay salary or benefits of any charter school employee;

b. *Infrastructure financial assistance.* Require TEACH to include a condition requiring charter school sponsors to use any financial assistance under the program for wiring upgrading and installation that benefits pupils attending the charter school;

c. *Telecommunications access.* Require TEACH in establishing eligibility requirements to require that charter school sponsors use data lines or video links under the program to benefit pupils attending the charter school;

d. *Training and technical assistance grants.* Include charter school sponsors as eligible participants in consortia that apply for grants.

Under current law, the City of Milwaukee, UW-Milwaukee, and Milwaukee Area Technical College District Board are the only entities that would qualify as charter school sponsors. Under the bill, other UW campuses, WTCS districts and CESAs would be authorized to establish similar charter schools. See "Department of Public Instruction -- Choice, Charter and Open Enrollment" for more information.

[Bill Sections: 565, 567, 568, 1415, 1416, 1422, 1423, 1424, 1426, 1428, 1430, 1431 and 1435]

13. PUBLIC LIBRARY BOARDS FINANCIAL ASSISTANCE FOR COMMUNICATIONS HARDWARE

Cal Potter S.

Governor: Authorize the TEACH Board to grant infrastructure financial assistance to public library boards for the purchase of communications hardware, 50% of which would be in the form of a loan and 50% of which would be in the form of a grant. Specify that any financial assistance could only be used to purchase communications servers, routers, hubs or switches that enable a computer network in a library building to be directly connected to the Internet, and could not be used to purchase personal computers. Require the Board to establish, on a per building basis, the maximum amount of financial assistance available under this provision. Require that loan terms under this provision could not exceed four years. Authorize \$5,000,000 of general obligation bonding for this purpose.

Reduce the current general obligation bonding authorized for public library wiring loans from \$10,000,000 to \$5,000,000.

Require public library boards receiving infrastructure assistance for communications hardware to apply for a federal E-rate discount for any hardware purchased with the assistance.

[Bill Sections: 564, 569, 974 thru 976, 1428 thru 1430 and 1432]

14. PUBLIC LIBRARY BOARDS TELECOMMUNICATIONS ACCESS

Governor: Allow public library boards that operate more than one library facility to request access to both a data line and a video link and access to more than one data line or video link under the telecommunications access program.

[Bill Section: 1434]

15. PUBLIC LIBRARY BOARDS TELECOMMUNICATIONS ACCESS SHARED SERVICE AGREEMENTS

Governor: Authorize a public library board that is provided access to a data line under the telecommunications access program to enter into a shared service agreement with a political subdivision, defined as a city, village, town, or county, that provides the political subdivision with access to any excess bandwidth on the data line that is not used by the library board. Prohibit a library board from selling, reselling, or transferring in consideration for money or anything of value to a political subdivision access to any excess bandwidth. Specify that such an agreement would not be valid unless the library board could cancel the agreement at any time after providing notice to the political subdivision.

Prohibit educational agencies that receive access to data lines from providing access to the data line to any business entity and from requesting access to an additional data line for purposes of providing access to bandwidth to a political subdivision under a shared service agreement.

Prohibit a political subdivision that obtains access to bandwidth under a shared service agreement with a library board from receiving compensation for providing any other person with access to the bandwidth.

Require a library board within 30 days of entering into or modifying a shared service agreement with a political subdivision to provide the TEACH Board with written notice.

Prohibit monies in the universal service fund from being used to pay installation costs for a political subdivision to obtain access to bandwidth under a shared service agreement with a library board.

[Bill Sections: 1417, 1437, 1438 and 2982]

16. TEACH BLOCK GRANT REPORTING REQUIREMENT

Bull shit

Governor: Require a school district receiving an educational technology block grant to submit an annual report to the Board concerning the specific purposes for which the school district uses the grant, which would first apply to grants made after the effective date of the bill.

[Bill Section: 1427 and 9349(1)]

END



END

STATE OF WISCONSIN

To Adam

Date 5/1 Time 9:57

WHILE YOU WERE OUT

M Dan Schmitt
of Leg. Council

Phone _____

Telephoned		Please Call	
Called to See You		Rush	
Returned Your Call		Will Call Again	

Message Sending memo
on paper ballots for
committees



Party Receiving Call

MEMORANDUM

from DAN SCHMIDT
Legislative Council Staff
(608) 267-7251
dan.schmidt@legis.state.wi.us

Adam -

The attached includes the
Motion and Statutory
authority that JCRAR
used to justify
absentee voting.

Dan

Motion

adopted
1/24/01

That the Joint Committee for Review of Administrative Rules cast votes in executive session under the following rules:

1. A majority of the members appointed to the committee shall be physically present when a vote is taken, regardless of whether the action of the committee is taken through a roll call or by unanimous consent. The committee may not take action when a majority of the members appointed to the committee are not physically present.

2. If a vote is taken by roll call, the roll shall be held open for absent members for one hour following the adjournment of the committee. A member who votes in the hour following the adjournment of the committee shall be recorded as absent, but voting, and the vote may affect the outcome of the committee's decision.

3. A member who does not vote in the presence of the committee or within one hour following the adjournment of the committee shall be recorded as absent.

have the same power over such person as is conferred upon the sergeant at arms.

History: 1991 a. 316.

13.34 Refusal to testify. Every refusal to testify or answer any question, or to produce keys, books, records, documents or papers before any committee included within s. 13.31 shall be forthwith certified to the proper house by the chairperson of such committee. Such certificate shall be transmitted, and the person so refusing taken, by the sergeant at arms or an assistant to the sergeant at arms, before such house to be dealt with according to law.

History: 1991 a. 316; 1993 a. 184.

13.35 Liability of witness. (1) No person who is required to testify before either house of the legislature or a committee thereof, or joint committee of the 2 houses, and is examined and so testifies, shall be held to answer criminally in any court or be subject to any penalty or forfeiture for any fact or act touching which the person is required to testify and as to which the person has been examined and has testified, and no testimony so given nor any paper, document or record produced by any such person before either house of the legislature or any such committee shall be competent testimony or be used in any trial or criminal proceeding against such person in any court, except upon a prosecution for perjury committed in giving such testimony; and no witness shall be allowed to refuse to testify to any fact, or to produce any papers, documents or records touching which the person is examined before either house or any such committee, for the reason that the testimony touching such fact, or the production of such papers, documents or records may tend to disgrace the person or otherwise render the person infamous.

(2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

History: 1989 a. 122, 359.

13.36 Witness fees. The compensation of all witnesses who are subpoenaed and appear pursuant to s. 13.31 shall be \$2 for each day's attendance and 10 cents per mile, one way, for travel to attend as such witness. The department of administration shall audit the accounts of such witnesses upon the certificate of the chairperson of the committee before which any such witness has attended, stating the number of days' attendance and the distance the witness has traveled, and the accounts so audited shall be paid out of the state treasury and charged to the appropriation for the legislature.

History: 1991 a. 316; 1993 a. 184.

SUBCHAPTER II

LEGISLATIVE COMMITTEES

13.45 General provisions on legislative committees.

(1) **TERM; ELIGIBILITY; VACANCIES.** (a) Unless otherwise provided by law, the terms of all legislator members of committees or other bodies established by statute on which there are legislator members appointed as are the members of standing committees in their respective houses, shall expire on the date specified in s. 13.02 (1). Unless otherwise provided by rule or resolution, any special legislative committee and the memberships thereof shall expire upon the accomplishment of the purpose for which the committee was created or the termination of the legislative session biennium in which the committee was created.

(b) A legislator's membership, on any committee or other body established by statute to which the legislator was appointed by reason of being a member of the legislature, terminates when such person ceases to be a legislator.

(c) Legislator vacancies on committees or other bodies established by statute, including first appointments upon the creation

of such committees or bodies, shall be filled as are original appointments at the commencement of the legislative session biennium.

(2) **APPOINTMENTS REPORTED.** The chief clerk of each house shall file a duplicate of each report required by s. 14.40 (4) with the director of the legislative council staff.

(3) **EXPENSES.** (a) For any day for which the legislator does not file a claim under s. 13.123 (1), any legislator appointed to serve on a legislative committee or a committee to which the legislator was appointed by either house or the officers thereof shall be reimbursed from the appropriations under ss. 20.315 (1) (q) and 20.765 (1) (a) or (b) for actual and necessary expenses incurred as a member of the committee.

(b) Unless otherwise provided by law, any state officer or employee representing an agency as a member of a committee under this chapter shall be reimbursed by the agency for the actual and necessary expenses incurred by the officer or employee in the performance of duties as a committee member.

(c) Unless otherwise provided by law, any member of a committee under this chapter and not covered by par. (a) or (b) shall be reimbursed from the appropriation of the committee on which the member serves for the actual and necessary expenses incurred by the member in the performance of duties as a committee member.

(4) **ORGANIZATION.** Unless otherwise provided by law, and except as provided in sub. (4m), every legislative committee or committee on which there are legislative members selected by either house or the officers thereof shall:

(a) Elect a chairperson, vice chairperson and secretary from among its members.

(b) Meet at such times, and at such locations within this state, as the chairperson with the consent of the members announces.

(c) Maintain its office in the capitol.

(d) Maintain a written record of its proceedings.

(e) On or before May 1 of each odd-numbered year, submit a written report of its findings, conclusions and recommendations to the governor and the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2).

(4m) **COCHAIRPERSONS OF JOINT LEGISLATIVE COMMITTEES.** Except as provided in s. 13.81 (1), every joint standing, statutory, special or other joint committee shall be chaired jointly by a senator and a representative to the assembly appointed as are other members of the joint committee.

(5) **RULES OF PROCEDURE; QUORUM.** Unless otherwise provided by law, every legislative committee or committee on which there are legislative members selected by either house or the officers thereof may adopt such rules for the conduct of its business as are necessary, but a majority of the members appointed to a committee shall constitute a quorum to do business and a majority of such quorum may act in any matter within the jurisdiction of the committee.

(6) **COMMITTEE MEMBERS MAY ADMINISTER OATHS.** Any senator or representative to the assembly, while acting as a member of a legislative committee, may administer oaths to persons to be examined before such committee.

(7) **COOPERATION OF STATE AGENCIES.** The departments, officers and employees of Wisconsin state government, and the governing bodies of the political subdivisions of this state, shall assist legislative committees in the completion of their tasks. They shall provide legislative committees with ready access to any books, records or other information relating to such tasks. Upon request by legislative committees, and within the limits of existing appropriations, departments of state government shall supply such specialized staff assistance as a legislative committee may require.

History: 1975 c. 224; 1977 c. 325; 1979 c. 34 s. 2102 (48) (a); 1981 c. 391; 1983 a. 27 s. 2202 (33); 1987 a. 186; 1989 a. 31; 1991 a. 316; 1993 a. 52, 184; 1995 a. 27; 1997 a. 27.



WISCONSIN LEGISLATIVE COUNCIL STAFF MEMORANDUM

One East Main Street, Suite 401; P.O. Box 2536; Madison, WI 53701-2536
Telephone (608) 266-1304
Fax (608) 266-3830

DATE: January 12, 1994

TO: SENATOR MARGARET FARROW AND REPRESENTATIVE MARK MEYER,
CO-CHAIRPERSONS, JOINT SURVEY COMMITTEE ON RETIREMENT
SYSTEMS

FROM: David J. Stute, Director

SUBJECT: Taking Executive Action by Paper Ballot in Joint Committees

This memorandum, prepared at the request of Sean Dilweg of Senator Farrow's staff, discusses the use of paper ballots by joint committees to take executive action. The memorandum concludes that, if there is a desire by a joint committee to utilize paper ballots for executive action, the joint committee should adopt a rule authorizing their use.

DISCUSSION

The Joint Rules of the Wisconsin Legislature are silent regarding the mode of voting which may be used when joint committees take executive action on proposals before the particular committee. Further, the rules of the two houses of the Legislature take different approaches to standing committee voting in executive session. The rules of the Assembly are quite clear; Assembly Rule 11 (4) states that: "All committee votes shall be taken in the presence of the committee. A member shall not be recorded as voting unless the member was present at the committee session when the vote was taken." By contrast, Chapter 3 of the Senate Rules which, among other things, governs the operation of Senate standing committees, is silent on the mode by which committee votes may be taken. As a result, it is possible for Senate committees to take executive action either during the course of a committee meeting or by utilization of a paper ballot circulated among the members of the committee. It has been a long-standing, consistent practice of the Senate to allow committee voting by paper ballot.

Because of the silence of the Joint Rules, coupled with the divergent practices allowed under the rules of the two houses, it is not clear whether joint committees comprised of members of both houses have the power to take committee action by the use of paper ballots. It has been the advice of the Legislative Council Staff that, when questions of voting procedure arise, the members of a

joint committee from a particular house should follow the procedures prescribed in the rules of their house for standing committees of that house, since that is the only source of authority. However, that advice leads to the anomalous result of Senate members of a joint committee being free to use paper ballots on a particular question, while the Assembly members are not free to vote on the same question except during a meeting of the joint committee. As a result, joint committees must then follow Assembly practice, since the joint committee is required to meet so that the Assembly members can vote (although Senate members would not be required to be present in order to vote).

If there is a desire to utilize paper ballots for taking executive action by a joint committee, the joint committee is empowered to adopt a committee rule authorizing paper ballots. Section 13.45 (5), Stats., provides that: "Unless otherwise provided by law, every legislative committee or committee on which there are legislative members selected by either house or the officers thereof may adopt such rules for the conduct of its business as are necessary...." While adoption of such a rule would have to occur in a meeting of the joint committee, once adopted, the rule would clearly authorize the use of paper ballots by the joint committee for the remainder of the legislative session during which the joint committee is in operation.

If you wish assistance in the preparation of a proposed rule on the use of paper ballots by the Joint Survey Committee on Retirement Systems, or wish to further discuss this topic, please contact me at the Legislative Council offices.

DJS:kja;las

ATTACHMENT

Joint Committee on Information Policy

1995-96 Session

Committee Rules

[s. 13.45 (5), Stats.]

1. The Cochairpersons may use a paper ballot to submit questions before the Joint Committee to the members of the Committee for a vote.

Date Approved: _____