



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

10:00 A.M.

TUESDAY, June 14, 2005

The Senate met.

The Senate was called to order by Chief Clerk Marchant pursuant to Senate Rule 5 (4)(b).

The Chair, with unanimous consent, asked that the proper entries be made in the Journal.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 27

Relating to: Wisconsin Department of Veterans Affairs 60 Years of Service to Veterans.

By Senators Kanavas, Zien, Leibham, A. Lasee, Darling, Brown, Olsen, Roessler, Schultz, Risser, Carpenter and Kedzie; cosponsored by Representatives Davis, Gard, Nischke, Gundrum, Kestell, Freese, Hahn, J. Fitzgerald, Hundertmark, Petrowski, Ott, Townsend, Owens, Albers, Van Roy, Krawczyk, Strachota, Lothian, Pettis, Seidel, Sinicki, Lehman, Van Akkeren, Bies, Hebl, Turner, Kreuser, Travis, McCormick, Kreibich, Gunderson and Nass.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Senate Joint Resolution 28

Relating to: proclaiming an annual Renewable Energy Awareness Week (the week of the summer solstice) and an annual Renewable Energy Awareness Day (June 21).

By Senators A. Lasee, Harsdorf, Kapanke and Cowles; cosponsored by Representatives Ott, Hahn, Freese, Montgomery and Gronemus.

To committee on **Senate Organization.**

Senate Joint Resolution 29

Relating to: expressing support for the continued presence of military installations throughout the state.

By Senator Brown; cosponsored by Representative Musser
To committee on **Senate Organization.**

Read first time and referred:

Senate Bill 239

Relating to: access to employment records of candidates for local law enforcement officer positions.

By Senators Leibham and A. Lasee; cosponsored by Representatives Musser, Hines, Gronemus, Davis, Vos, Kestell, LeMahieu, Petrowski and Townsend.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Senate Bill 240

Relating to: special or seasonal weight limitations for certain vehicles transporting agricultural crops.

By Senators Kedzie, A. Lasee, Roessler, Olsen, Breske and Brown; cosponsored by Representatives Petrowski, Gronemus, Albers, Ballweg, Davis, Gunderson, Hahn, Hines, Krawczyk, LeMahieu, Loeffelholz, Lothian, McCormick, Mursau, Musser, Nerison, Ott, Pettis, Strachota, Towns, Boyle, Van Roy, Townsend and Owens.

To committee on **Natural Resources and Transportation.**

REPORT OF COMMITTEES

The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

Senate Bill 138

Relating to: voluntary and informed consent for abortions.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

Passage as amended.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

CAROL ROESSLER

Chairperson

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

Assembly Bill 75

Relating to: regulating the cremation of human remains, creating a Crematory Authority Council, granting rule-making authority, and providing penalties.

Assembly Bill 75 contains a fiscal note in excess of \$10,000. Pursuant to s.16.47(2) the committee on **Senate Organization** considers this bill to be an emergency and authorizes passage prior to the passage of the Budget Bill:

Ayes, 5 – Senators Schultz, Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

Rereferred to the joint committee on **Finance** by committee on **Senate Organization** pursuant to Senate Rule 41 (1)(e):

Ayes, 5 – Senators Schultz, Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

Withdrawn from the joint committee on **Finance** and placed on the calendar of 6-15-2005 by committee on **Senate Organization** pursuant to Senate Rule 41 (1)(e):

Ayes, 5 – Senators Schultz, Lasee, Kedzie, Robson and Hansen.
Noes, 0 – None.

Dale Schultz
Senate Majority Leader

PETITIONS AND COMMUNICATIONS

State of Wisconsin

June 13, 2005

The Honorable, The Legislature:

This letter is to inform you of a permanent change in membership on two Senate Committees. Senator Leibham will be taking Senator Kedzie's place on the Senate Committee on Higher Education and Tourism, and Senator Kedzie will be replacing Senator Leibham on the Senate Committee on Energy, Utilities and Information Technology.

These appointments will be effective immediately.

Thank you for your attention to this matter.

Sincerely,

DALE W. SCHULTZ
Senate Majority Leader

State of Wisconsin

June 14, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Joint Resolution 27** be withdrawn from the committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform** and rereferred to the committee on **Senate Organization**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin Department of Administration

June 8, 2005

The Honorable, The Legislature:

The Council on Small, Veteran and Minority Business Opportunities, respectfully submit the Council's 2003-2004 Annual Report.

The Council on Small, Veteran and Minority Business Opportunities has legislative authority (Wis Stat. 15.107) to make recommendations to the Governor and the Chief Clerk of each House of the legislature on a variety of procurement policies and practices related to increasing Small, Veteran and Minority business participation. The Council continues to invite representatives from various State Agencies to quarterly meetings to assess both the opportunities and challenges that they face in meeting the states purchasing goals. The process also includes the Council making recommendations to the presenting agencies. The agencies are diverse, which also presents diverse opportunities and challenges. Therefore, it is essential that each agency research, analyze and utilize good faith efforts to determine what is in effect "best practice" for them.

The Council's recommendations are outlined in the attached Annual Report. Effective capacity building initiatives and

ownership of the MBE participation goals by State Agencies and prime contractors will be key factors in improving State purchases from Small, Veteran and Minority Businesses. We urge you to hold the Director of each State Agency accountable for improving purchasing from Veteran, Minority and Small Businesses. It is the Council's experience that what is monitored and measured happens. This responsibility should not be left to PURchasing Managers, but should be the responsibility of all State Employees. The meager 5% State goal has never been met and in the past couple of years the State's MBE purchases have decreased rather than increase.

We hope that our recommendations will assist the Administration in meeting its goals of ensuring opportunity and participation by all.

Sincerely,

AUGUSTINE MURRAY
Chairperson; Council on Small, Veteran and Minority Business Opportunities

Pursuant to Senate Rule 17 (5), Representative Molepske added as a cosponsor of **Senate Bill 221**.

Pursuant to Senate Rule 17 (5), Senator Brown added as a coauthor of **Senate Bills 94 and 101**.

State of Wisconsin Office of the Secretary of State

To the Honorable, the Senate:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 78	Act 14	June 21, 2005

Sincerely,

DOUGLAS LA FOLLETTE
Secretary of State

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin Office of the Governor

June 8, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SEMENAS, CHRISTOPHER, of Kenosha, as a member of the Board of Regents of the University of Wisconsin System, for the term ending May 1, 2007.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Higher Education and Tourism**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 05-034

Relating to CDL occupational licenses.

Submitted by Department of Transportation.

Report received from Agency, June 10, 2005.

Referred to committee on **Natural Resources and Transportation**, June 14, 2005.

Senate Clearinghouse Rule 04-140

Relating to the manufacture and distribution of fertilizer and soil or plant additives.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, June 13, 2005.

Referred to committee on **Agriculture and Insurance**, June 14, 2005.

Assembly Joint Resolution 39

Relating to: proclaiming Cesky Den.

By Representatives Nerison, Albers, Freese, Gard, Jeskewitz, Krawczyk, Lothian, Owens, Petrowski, Townsend, Van Roy, Vrakas, M. Williams and Zepnick; cosponsored by Senators Kapanke, Cowles, Darling, Grothman, Kedzie, Lassa and Wirch, by request of Hillsboro and Yuba "The Czech Capitol of Wisconsin".

Read and referred to committee on **Senate Organization**.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Joint Resolution 4

Assembly Joint Resolution 39

Concurred in:

Senate Joint Resolution 3

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Joint Resolution 4

Relating to: the life and military service of Marine Corporal Robert Warns II.

By Representative Nischke; cosponsored by Senator Kanavas.

Read and referred to committee on **Senate Organization**.

ADJOURNMENT

The Chair, with unanimous consent, asked that the Senate adjourn until Wednesday, June 15 at 1:00 P.M.

Adjourned.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Assembly Bill 75** offered by Senator Brown.

Senate substitute amendment 1 to **Senate Bill 198** offered by Senator Kanavas.