

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

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WEDNESDAY, January 30, 2008

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

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**CHIEF CLERK'S ENTRIES**

**AMENDMENTS OFFERED**

Senate amendment 1 to **Senate Bill 257** offered by Senator Roessler.

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**INTRODUCTION, FIRST READING, AND  
REFERENCE OF PROPOSALS; REFERENCE OF  
APPOINTMENTS**

Read first time and referred:

**Senate Bill 430**

Relating to: making various changes in the worker's compensation law.

By Senators Coggs and Grothman; cosponsored by Representatives Honadel and Nelson.

To committee on **Labor, Elections, and Urban Affairs**.

**Senate Bill 431**

Relating to: various changes in unemployment insurance law and making an appropriation.

By Senator Coggs; cosponsored by Representatives Honadel and Nelson.

To committee on **Labor, Elections, and Urban Affairs**.

**Senate Bill 432**

Relating to: John Doe proceedings.

By Senators Kapanke, Roessler, S. Fitzgerald, Olsen, Schultz, Darling, Grothman, Lazich, Erpenbach and Cowles; cosponsored by Representatives J. Fitzgerald, Gundrum, Suder, Moulton, Nerison, Murtha, Hines, Van Roy, Wood, Ballweg, Mursau, Davis, M. Williams, Petrowski, Ziegelbauer, Owens, Kestell, Hahn, Petersen, Montgomery, Roth, Kleefisch, Kaufert, Musser, LeMahieu, Townsend, J. Ott, A. Ott, Nass, Gottlieb, Travis, Hintz, Sheridan and Seidel.

To committee on **Judiciary, Corrections, and Housing**.

**Senate Bill 433**

Relating to: cash value of life insurance regarding eligibility for the veterans assistance program.

By Senators Kreitlow, Breske, Coggs, Hansen, Lassa, A. Lasee, Roessler, Schultz and Taylor; cosponsored by Representatives Musser, Bies, Berceau, Black, Albers, Hubler,

Gronemus, Gunderson, Hebl, Petrowski, Seidel, Sinicki, Sheridan, A. Ott, Turner and Boyle.

To committee on **Health, Human Services, Insurance, and Job Creation**.

**Senate Bill 434**

Relating to: cleanup and consolidation of Department of Commerce economic development programs, establishing a comprehensive annual reporting requirement, requiring the development of programmatic goals and accountability measures for economic development grants and loans, requiring the exercise of rule-making authority, and making an appropriation.

By Senators Sullivan, Cowles, Lassa, Vinehout, Roessler, Harsdorf, Lehman and Olsen; cosponsored by Representatives Jeskewitz, Strachota, Fields, Hilgenberg, Van Roy, Ballweg, Kerkman, Smith, Mason, Musser, M. Williams, Hahn, Davis, Hraychuck, Mursau, Sheridan, Vos, Owens, Hintz, Petersen, Sinicki, Kramer, Moulton and Garthwaite.

To committee on **Economic Development**.

**Senate Bill 435**

Relating to: annual or consecutive month permits for overweight vehicle combinations transporting granular roofing material, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Senators Decker and Lehman; cosponsored by Representatives Petrowski, Seidel, Montgomery, Turner and Gunderson.

To committee on **Transportation and Tourism**.

**Senate Bill 436**

Relating to: reports or records kept on the occurrence of fires.

By Senators Hansen, Kreitlow, Risser, Ellis, Jauch, Cowles, Darling, Harsdorf, Kapanke, A. Lasee, Olsen, Lehman and Schultz; cosponsored by Representatives Murtha, Bies, Gunderson, Honadel, Kerkman, F. Lasee, Lothian, Montgomery, Nelson, Nygren, Smith, Soletski, Van Roy, Vos, Ziegelbauer, Zipperer, Albers and Petrowski.

To committee on **Commerce, Utilities, and Rail**.

**Senate Bill 437**

Relating to: utility aid payments to towns and counties for production plants that generate electricity from wind power.

By Senators Lehman, Roessler, Kreitlow, Kedzie, Schultz, Erpenbach, A. Lasee and Plale; cosponsored by Representatives LeMahieu, Kestell, Townsend, Gunderson, Nass, Bies, Turner, Jeskewitz, Hahn, Lothian, Ballweg, Davis and Musser.

To committee on **Commerce, Utilities, and Rail**.

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**State of Wisconsin  
Office of the Governor**

January 29, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BOECK, JANICE, of Racine, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2011.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Health, Human Services, Insurance, and Job Creation.**

**State of Wisconsin  
Office of the Governor**

January 28, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint OLSON, DOROTHY, of Appleton, as a member of the Occupational Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2011.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Health, Human Services, Insurance, and Job Creation.**

**State of Wisconsin  
Office of the Governor**

January 29, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PIKE, MARY, of Madison, as a member of the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2011.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Public Health, Senior Issues, Long Term Care and Privacy.**

**State of Wisconsin  
Office of the Governor**

January 28, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SLAUGHTER, GAIL, of Two Rivers, as a member of the Occupational Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2011.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Health, Human Services, Insurance, and Job Creation.**

**State of Wisconsin  
Office of the Governor**

January 30, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KUEHL, BRUCE, of Menomonie, as

a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2011.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Tax Fairness and Family Prosperity.**

**State of Wisconsin  
Office of the Governor**

January 30, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint NELSON, ELWYN, of Oshkosh, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2010.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Environment and Natural Resources.**

**State of Wisconsin  
Office of the Governor**

January 30, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint STARK, WILL, of De Pere, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2010.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Environment and Natural Resources.**

**State of Wisconsin  
Office of the Governor**

January 30, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VIDAILLET, HUMBERTO, of Marshfield, as a member of the UW Hospitals and Clinics Authority and Board, to serve for the term ending July 1, 2010.

Respectfully submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Health, Human Services, Insurance, and Job Creation.**

**PETITIONS AND COMMUNICATIONS**

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

January 30, 2008

The Honorable, the Legislature:

<u>Joint Resolution</u>	<u>Enrolled Number</u>	<u>Publication Date</u>
<b>SJR 69</b>	<b>25</b>	Not Published
<b>SJR 5</b>	<b>26</b>	Not Published

(Constitutional Amendment – second consideration)

Sincerely,  
*DOUGLAS LA FOLLETTE*  
Secretary of State

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**State of Wisconsin  
Legislative Audit Bureau**

January 29, 2008

The Honorable, Legislature:

We have completed a review of food and dairy safety program funding, which is administered by the Department of Agriculture, Trade and Consumer Protection (DATCP). The program's expenditures totaled \$8.4 million in fiscal year (FY) 2006–07 and supported 97.6 full-time equivalent positions. In FY 2006–07, 54.9 percent of the program was funded with fees charged to regulated entities, 41.6 percent with general purpose revenue, and 3.5 percent with federal revenue.

During our review period, fee revenue increased 20.8 percent, but fee-funded expenditures increased by 43.2 percent. As a result, the program's appropriation account balance has decreased each year since FY 2002–03, and in FY 2006–07 ended with a negative balance of \$51,800. To address the program's current funding shortfall, DATCP has proposed increasing food and dairy fees by approximately 30 percent beginning July 1, 2008. This proposal is currently under review by the Legislature.

We compared Wisconsin's fee structure with those of six other states and found substantial variation in funding levels, staffing levels, and inspector workloads. While Wisconsin is near the average of the states we reviewed in terms of funding and staffing, it has the highest inspector workload.

In FY 2006–07, DATCP had contracts with 34 local health departments to conduct food safety inspections at retail food establishments such as grocery stores and delicatessens within their boundaries. We compared DATCP's retail food licensing fees with fees charged by 26 local programs and found that local fees were frequently higher than those charged by DATCP.

Our comprehensive evaluation of the effectiveness of DATCP's food and dairy regulatory activities will be released later in the year. We appreciate the courtesy and cooperation extended to us by DATCP in conducting this review.

Sincerely,  
*JANICE MUELLER*  
State Auditor

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Pursuant to Senate Rule 17 (5), Representative Hilgenberg added as a coauthor of **Assembly Bill 263**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 402**.