

# STATE OF WISCONSIN

# Senate Journal

## Ninety–Sixth Regular Session

---

WEDNESDAY, March 31, 2004

---

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

### PETITIONS AND COMMUNICATIONS

#### State of Wisconsin

March 25, 2004

The Honorable, The Senate:

Pursuant to Senate Rule 20(2)(a) and (b) I have appointed Senator Harsdorf to the Joint Committee on Finance and removed Senator Roessler.

With regard to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,

SENATOR MARY PANZER  
Senate Majority Leader

#### State of Wisconsin

March 26, 2004

The Honorable, The Senate:

I am writing you to be removed as a cosponsor from a Senate bill. I would like to be removed from: **Senate Bill 172** – requiring certain college students to be vaccinated against or be informed about meningococcal disease.

Thank you for your time.

Sincerely,

ROB KREIBICH  
State Representative  
93rd Assembly District

#### State of Wisconsin Department of Public Instruction

March 30, 2004

The Honorable, The Legislature:

In accordance with s. 115.38 (3), Wis. Stats., the Department of Public Instruction submits this summary of the School Performance Report (SPR). The SPR provides a review of school and school district performance and can be found at the SPR website, <http://www.dpi.state.wi.us/dpi/spr> (click on “Search Data”). The data are also available through the Wisconsin Network for Successful Schools (WINSS) website <http://www.dpi.state.wi.us/sig/index.html> (click on “Data Analysis”). Information specific to students with disabilities is part of the Special Education Plan website at <http://www.dpi.state.wi.us/dpi/dlsea/een/seplan.html> (click on “Special Education Plan Reports”).

Highlights of the School Performance Report show:

- Wisconsin’s 2003 graduation rate was 91.83 percent, up 1 percent from the previous year.

- Of the state’s 380 non-charter districts with high schools, 281 reported graduation rates of 95 percent or better. Eighty-nine districts reported graduation rates of 100 percent, and 50 had all of their students graduate two years in a row.
- For the 2002-03 school year, 94 districts reported no dropouts. Six districts had a dropout rate that exceeded 4 percent, another eight districts had dropout rates between 3 percent and 3.9 percent, and 11 districts had dropout rates between 2.5 percent and 2.9 percent.
- Attendance rates have held steady at 94 percent over the past five years. For the first time, truancy rates dipped slightly, and retention in grade declined for the second year. Both the days lost to suspension and expulsions and the number of pupils involved in this disciplinary action have fluctuated over five years.

The enclosed tables provide additional information about graduates and dropouts and other performance indicators. If you have any questions regarding this document, please contact Kay Ihlenfeldt, School Performance Report Team Leader, at (608) 266-3108.

Sincerely,

ELIZABETH BURMASTER  
State Superintendent

#### State of Wisconsin Department of Administration Council on Small, Veteran and Minority Business Opportunities

March 25, 2004

The Honorable, The Senate:

On behalf of the members of the Council on Small, Veteran and Minority Business Opportunities, I bring you greetings.

The Council on Small, Veteran and Minority Business Opportunities is a statutory (15.107) advisory body to the Secretary of the Department of Administration on how to improve opportunities for small businesses interested in selling their products and services to the state and its agencies.

As required by Statutes (16.755) section 4, the Council is to submit an annual report to the Governor and to each clerk of the legislature. We hereby submit our annual report for the fiscal year ended June 30, 2003.

We hope this report and our recommendations would assist the Administration in meeting its small business goals of ensuring opportunity and participation by all and the broader economic development objectives of the “Grow Wisconsin” initiative.

Sincerely,

AUGUSTINE MURRAY  
Chair

The following Senate Bills failed to pass pursuant to **Senate Joint Resolution 1**.

**Senate Bills** 2, 5, 9, 10, 11, 12, 13, 16, 19, 20, 21, 22, 23, 26, 27, 28, 30, 31, 32, 33, 34, 35, 36, 37, 39, 42, 43, 45, 47, 48, 50, 51, 52, 54, 55, 57, 58, 59, 62, 65, 67, 68, 69, 70, 72, 73, 74, 76, 78, 79, 80, 81, 82, 83, 84, 86, 88, 89, 90, 91, 92, 93, 94, 95, 96, 98, 99, 101, 102, 106, 107, 110, 112, 114, 118, 123, 124, 125, 126, 127, 129, 130, 132, 153, 154, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 169, 171, 172, 174, 175, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 189, 190, 191, 192, 193, 195, 198, 199, 201, 202, 208, 209, 210, 212, 213, 215, 216, 217, 219, 220, 221, 222, 224, 226, 228, 229, 231, 232, 233, 236, 238, 239, 240, 241, 242, 244, 245, 246, 248, 251, 254, 256, 257, 258, 259, 260, 262, 263, 264, 265, 266, 267, 268, 269, 270, 273, 274, 275, 276, 278, 280, 281, 282, 283, 285, 286, 288, 289, 290, 292, 293, 295, 296, 299, 301, 302, 303, 304, 307, 308, 309, 310, 311, 313, 314, 315, 316, 317, 318, 319, 321, 325, 327, 328, 329, 330, 331, 332, 333, 334, 335, 337, 338, 339, 341, 342, 343, 345, 346, 347, 348, 349, 352, 353, 354, 355, 356, 363, 364, 366, 367, 368, 370, 371, 373, 376, 377, 378, 379, 382, 383, 385, 386, 387, 388, 389, 390, 392, 393, 396, 397, 400, 402, 404, 406, 409, 411, 413, 415, 417, 418, 419, 421, 422, 424, 427, 429, 430, 431, 432, 433, 437, 438, 443, 444, 445, 447, 449, 450, 452, 453, 454, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 473, 475, 476, 477, 478, 479, 480, 481, 482, 483, 485, 486, 487, 488, 490, 491, 494, 495, 496, 498, 499, 500, 501, 502, 505, 506, 507, 509, 510, 513, 514, 515, 516, 517, 519, 520, 521, 522, 523, 524, 525, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556

The following Senate Joint Resolutions failed adoption pursuant to **Senate Joint Resolution 1**.

**Senate Joint Resolutions** 7, 8, 9, 10, 12, 16, 21, 25, 32, 34, 39, 40, 41, 42, 43, 46, 50, 52, 55, 56, 60, 61, 62, 63, 66

The following Senate Resolutions failed adoption pursuant to **Senate Joint Resolution 1**.

**Senate Resolutions** 5, 6, 8, 10, 11, 12, 15, 16, 17, 19, 22, 23, 24, 30, 33

The following Assembly Bills failed concurrence pursuant to **Senate Joint Resolution 1**.

**Assembly Bills** 3, 5, 16, 24, 26, 29, 32, 40, 65, 70, 73, 81, 86, 89, 97, 100, 101, 109, 113, 114, 115, 116, 119, 124, 133, 137, 142, 146, 151, 152, 159, 161, 175, 176, 180, 182, 190, 194, 198, 211, 212, 235, 244, 245, 247, 256, 271, 280, 292, 294, 308, 321, 324, 327, 331, 332, 333, 340, 342, 343, 346, 369, 370, 374, 380, 381, 382, 393, 395, 406, 407, 410, 427, 442, 462, 466, 468, 473, 474, 486, 496, 498, 513, 523, 525, 527, 528, 543, 545, 559, 568, 589, 603, 609, 615, 625, 626, 629, 640, 658, 660, 661, 666, 668, 683, 685, 686, 687, 688, 697, 726, 727, 734, 752, 760, 767, 768, 772, 774, 797, 799, 807, 817, 818, 831, 844, 846, 849, 850, 861, 872, 880, 897, 901, 938

The following Assembly Joint Resolutions failed concurrence pursuant to **Senate Joint Resolution 1**.

**Assembly Joint Resolutions** 38, 48, 61, 64, 71, 74, 75

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

**Senate Clearinghouse Rule 03-081**

Relating to the classification of gray wolves.  
Submitted by Department of Natural Resources.  
Report received from Agency, March 30, 2004.  
Referred to committee on **Environment and Natural Resources**, March 31, 2004.

**Senate Clearinghouse Rule 03-125**

Relating to worker's compensation.  
Submitted by Department of Workforce Development.  
Report received from Agency, March 25, 2004.  
Referred to committee on **Labor, Small Business Development and Consumer Affairs**, March 31, 2004.

**Senate Clearinghouse Rule 04-002**

Relating to the practical examination, NAPLEX and the multi-state pharmacy jurisprudence examination.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, March 29, 2004.  
Referred to committee on **Health, Children, Families, Aging and Long Term Care**, March 31, 2004.

The committee on **Environment and Natural Resources** reports and recommends:

**Senate Clearinghouse Rule 03-108**

Relating to hunting limits.  
No action taken.  
Neal Kedzie  
Chairperson

**State of Wisconsin  
Revisor of Statutes Bureau**

April 1, 2004

To the Honorable, the Senate:

The following rules have been published:

<b>Clearinghouse Rules</b>	<b>Effective Date(s)</b>
<b>02-103</b>	April 1, 2004
<b>03-023</b>	April 1, 2004
<b>03-037</b>	April 1, 2004
<b>03-047</b>	April 1, 2004
<b>03-067</b>	April 1, 2004
<b>03-074</b>	April 1, 2004
<b>03-083</b>	April 1, 2004
<b>03-092</b>	April 1, 2004
<b>03-101</b>	April 1, 2004
<b>03-103</b>	April 1, 2004
<b>03-109</b>	April 1, 2004
<b>03-110</b>	April 1, 2004
<b>03-114</b>	April 1, 2004

Sincerely,  
GARY L. POULSON  
Deputy Revisor

**SENATE ENROLLED PROPOSALS**

The Chief Clerk records:

**Senate Bill 3**

**Senate Bill 474**

Report correctly enrolled on March 29, 2004.