

Committee Name:

Senate Committee – Economic Development, Job Creation and Housing (SC–EDJCH)

Appointments

03hr_SC–EDJCH_Appt_pt00

Committee Hearings

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Committee Reports

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Executive Sessions

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Misc.

03hr_SC–EDJCH__Misc__pt03

Record of Committee Proceedings

03hr_SC–EDJCH_RCP_pt00

WISCONSIN MANUFACTURERS & COMMERCE
WISCONSIN SALES AND USE TAXATION OF
“TEMPORARY HELP” SERVICES -
INDUSTRY ISSUES

December 12, 2002

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Virchow Krause & Co. LLP

WISCONSIN SALES AND USE TAXATION OF "TEMPORARY HELP" SERVICES - INDUSTRY ISSUES

SUMMARY

The Wisconsin Manufacturers and Commerce has requested commentary on various aspects of the Wisconsin "temporary help" sales and use tax issue. This paper examines the serious compliance issues that businesses and taxpayers face if such services are treated as taxable under the guidelines being considered by the Wisconsin Department of Revenue (WDOR).

BACKGROUND

A disagreement has developed recently over the sales and use tax treatment of "temporary help" services with the WDOR on the one hand, and taxpayers and tax practitioners on the other. The term "temporary help" services covers a variety of situations in which businesses contract with a staffing agency or other service provider for clerical, technical or professional personnel on a limited term basis. It includes staff augmentation, employee leasing, and outsourcing arrangements.

"Temporary help" personnel work under the daily control of the businesses retaining the staffing agency or service provider. Specific tasks are assigned by the management or employees of the businesses. The "temporary" workers or contractors receive direction and possibly, training aimed at the satisfactory completion of the assigned tasks.

"Temporary help" services are typically rendered on a "rates and hours" or a negotiated fee basis. It is common in the "temporary help" industry to provide workers under a verbal arrangement with customers, particularly for short-term engagements. Written contracts may be utilized with longer term engagements. The nature of "temporary help" contracts also varies among the different staffing agencies and professional service firms according to their size and the type of workers they provide.

In a typical case, a company requests that a "temporary help" provider make available individuals with a desired skill set who act in the same capacity as employees. The intent of the businesses that enter into "temporary help" contracts is to obtain labor of a certain quality at a negotiated price for a specified time period.

There is a dispute as to whether or not "temporary help" services are subject to Wisconsin's sales and use tax. They are not an enumerated taxable service under s. 77.52(2) Wis. Stats. However, the WDOR has broadly applied s. 77.52(2)(a)10. Wis. Stats. such that many "temporary help" activities that involve tangible personal property e.g. repair, maintenance, cleaning, inspection are deemed taxable.

This position overlooks the intent of the parties entering into the transaction and the verbal or written terms of the "temporary help" arrangement. The common understanding of the seller and the buyer is that labor in the form of hours, days or months has been sold/acquired. The temporary workers "stand in the shoes" of the purchaser's employees.

The WDOR's broad interpretation of s. 77.52(2)(a)10. Wis. Stats. represents a change from prior years that has caught many businesses off-guard. The result has been a number of large sales tax assessments on business that sell "temporary help" services under the theory that when their workers perform tasks involving tangible personal property, they are rendering a taxable service. Consumers of "temporary help" services have likewise been assessed use tax. The most noteworthy area of audit assessment involves companies that provide (or purchase) contractors with information technology skills (IT) such as network consultants and programmers.

The WDOR has attempted to address concerns over the taxation of "temporary help" services through meetings with firms in the industry as well as tax practitioners. In addition, it has drafted a Wisconsin Tax Bulletin (WTB) release that discusses the Department's interpretation of s. 77.52(2)(a)10. Wis. Stats. The release, while thoughtfully conceived, illustrates that imposing tax on "temporary help" services in the manner proposed will generate very serious compliance problems.

INDUSTRY ISSUES IN TAXING "TEMPORARY" HELP SERVICES

Retroactive Application

The WDOR has taken the position that its broadened interpretation of s.77.52 (2)(a)10. Wis. Stats. applies retroactively. In the experience of many taxpayers and practitioners, this interpretation was applied in few cases, if at all, prior to the late 1990's. As a consequence, most providers of consulting and staffing services did not collect sales tax on "temporary help" contracts. Neither did consumers of these services self-assess use tax.

Seller and buyers now face significant audit exposure. While they can amend their sales or use tax returns to reduce the exposure, detailed records of the sort needed to isolate activities involving tangible personal property may not be available. Those "temporary help" businesses relying on verbal contracts in the past face the highest risk. The WDOR could presume that 100% of the fees from "temporary help" workers deemed to fall within the scope of the WTB release are taxable absent documentation to the contrary.

The results of a Wisconsin Institute of Certified Public Accountants (WICPA) survey of its membership conducted in 2001 reveal that most respondents were unaware of the potential taxability of "temporary help" services. Some respondents noted that while the issue existed in prior audits, it was not raised by the auditor. This experience is consistent with that of many taxpayers and practitioners who have found that even in current audits some WDOR personnel are uncertain on how to apply s.77.52 (2)(a)10. Wis. Stats.

Record-keeping

Firms that provide "temporary help" normally gather and retain data on the number of hours their workers put in on customer accounts. It is somewhat unusual for them to collect detailed information on the exact tasks the workers perform. The activities are dictated by the customer and can vary considerably during the average workday. In order to comply with the WDOR's

interpretation of s. 77.52(2)(a)10. Wis. Stats., many firms will have to make costly changes to their record-keeping systems. These could include:

- Creating or revising employee time reports,
- Increasing the amount of information gathered manually or input to computerized time-keeping and accounting systems
- Hiring clerical or IT employees to comply with s.77.52(2)(a)10. Wis. Stats
- Securing additional storage capacity for the expanded manual or electronic records needed to fully comply with the new statutory interpretation
- Purchasing new software or modifying existing computer programs to track and process the task-related data required of “temporary help” workers.
- Acquiring new computer hardware including peripherals to collect the required information and run new software systems.
- Training employees and accounting personnel in the new procedures,
- Revamping other forms and documents such as accounting policy manuals and sales invoices to reflect the new tax,
- Registering for Wisconsin sales tax purposes since many “temporary help” service providers were not considered retailers of taxable goods or services in the past

These changes will be costly with the heaviest impacts falling on smaller staffing and consulting firms. Notably, the “temporary help” firms that were not previously treated as vendors will have to construct their sales tax compliance systems from the ground up.

Lack of Clear Standards

The WDOR’s draft tax bulletin release provides a large number of examples on how businesses should comply s. 77.52(2)(a)10. Wis. Stats. as it relates to “temporary help” services. However, it does not provide either a firm legal basis or a conceptual framework for taxing these services.

Wisconsin has long relied on the “essence of the transaction” test to determine if a transaction constitutes the sale of property or of a service. Under this test, the law looks to the intent of the parties and determines whether the primary purpose of the transaction is to purchase a service or tangible personal property. A similar approach could be employed to decide if a business wishes to acquire “temporary help” e.g. staff augmentation, or a specific service to tangible personal property like repairs and maintenance. Alternatively, the Department could rely on the approach provided in Tax Rule 11.29(4)(b) Wis. Adm. Code to distinguish between the rental of equipment and providing a service.

Without solid legal or conceptual underpinnings, the tax bulletin release can only serve as a partial list of potentially taxable situations. Taxpayers are left to guess what is not on the list but may be added at a later date. In this instance, will the additional transactions be treated as taxable

on a retroactive basis accompanied by interest and penalties, similar to what has occurred to date with the entire "temporary services" issue?

If this "grocery store list" approach is to be adopted, the most appropriate way to implement it is through legislation. This will permit review by elected officials, allow for taxpayer input, and create the necessary legal authority for the Department to enforce the law. In addition, it solves the problem of whether the "temporary help" tax can or should be applied retroactively.

A further concern about the WTB release is that it may be inconsistent with Wisconsin's Streamlined Sales Tax Project (SSTP) efforts. The goal of these efforts is to simplify the administration of the state's sales and use tax. The WTB release, if enforced, moves in the opposite direction. It will create additional complexity and more compliance problems for multistate providers of "temporary help" services; particularly in such fields as IT. Without clear statutory authority, many such firms will fail to collect tax on contracts that potentially fall under s. 77.52(2)(a)10. Wis. Stats. Evidence suggests that while a limited number of states tax "employment" and "temporary help" services, those that do have enacted specific legal guidelines. Wisconsin will be out-of-step in this regard.

Unlegislated Expansion of the Sales and Use Tax Base

The draft WTB release illustrates a further problem with the "temporary help" proposal. It has the potential to be expanded well beyond the scope of s. 77.52(2)(a)10. Wis. Stats. A contract worker that acts as a receptionist and attends to a phone bank might be treated as rendering a taxable telephone answering service. A "temporary" clerical person who is contracted to work in a business's copy center could be deemed to be providing taxable fabrication or printing services.

Transactions among affiliated companies that were not considered taxable in past audits could come under scrutiny. For example, management fees charged by a parent to its subsidiaries might be subjected to sales tax to the extent they cover the costs of maintaining a computer network for the affiliated group.

It seems clear that the Legislature did not intend for the sales and use tax base to be increased in this "Pandora's Box" fashion. Fair, effective and efficient state tax policy requires active consideration and approval of tax law changes by elected officials.

Magnification of Existing Sales and Use Tax Disputes

Extending the reach of s. 77.52(2)(a)10. Wis. Stats. will magnify problems in other areas of Wisconsin's sales and use tax code. The prime example is the tax treatment of software. There is significant controversy over the question of what is exempt "custom" software and what is taxable "canned" software. Court cases and a number of WDOR rulings have not produced workable guidelines. This situation will make it extremely difficult for "temporary help" firms that provide computer professionals to businesses that wish to augment their IT staff.

Assuming that the "temporary help" firms have detailed time-keeping systems, they will be required to have their IT consultants track each type of software program a customer assigns them to work on. In addition the "temporary help" firm will have to make a "custom" versus "canned" judgment on the customer's software system. Given the lack of clear taxability standards, "temporary help" firms cannot be expected to make fair and accurate tax decisions on complicated software packages such as those required to run an Enterprise Resource Planning (ERP) system e.g. SAP, Oracle, J.D. Edwards.

Alternatively, the "temporary help" supplier could ask the customer to categorize its software system(s) as "custom" or "canned". However, there will be natural tendency of the purchasing company to lean towards the "custom" classification in order to keep its tax costs lower. While this is understandable in light of the questionable legal basis of the "temporary services" tax, it will put the seller at risk. This risk cannot be mitigated by providing the seller with an exemption certificate. This is because custom software is deemed intangible property not subject to the general sales tax rather than tangible personal property which would be taxable but for an exemption granted by the Legislature.

Another such area is the manufacturing machinery and equipment exemption. It will be extremely troublesome, if not impossible, for a temporary help contractor used in a company's maintenance or engineering department to know if he/she is working on exempt versus taxable production machinery. Forklifts, conveyors, storage vessels, and R&D equipment require very fact-specific determinations of their tax status. The burden placed on "temporary help" firms in these instances will be enormous.

RECOMMENDATION

Taxpayers and practitioners recognize the WDOR's interest in effectively administering s. 77.52(2)(a)10. Wis Stats. However, the proposed WTB release is likely to prove unworkable. In addition, the release will produce inequitable results and have damaging economic consequences on Wisconsin's service sector. It is, therefore, recommended that the Department seek statutory authority to properly define the scope of s. 77.52(2)(a)10. Wis Stats

The proposed statutory guidelines should incorporate the suggestions of the Sales and Use Tax Subcommittee of the WICPA Wisconsin Taxation Committee. The Committee presented several viable alternatives to the Department in a letter to Ms. Diane Hardt, dated February 19, 2002.

DISCLAIMER

The opinions expressed in this discussion paper are those of the author acting in his capacity as a CPA, tax practitioner, and member of the Wisconsin Taxation Committee of the WICPA. They do not necessarily reflect the views of Virchow Krause & Co. LLP. Questions or comments regarding this matter should be directed to:

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January 13, 2003

I received a copy of the Senate Committee on Economic Development, Job Creation and Housing's paper ballot on the following Executive Appointments:

Dysland, Rebecca J., of Milwaukee, as a member of the Real Estate Board, to serve for the term ending July 1, 2005.

Fiedler, Sharon R., of Neenah, as a member of the Real Estate Appraisers Board, to serve for the term ending July 1, 2006.

Franklin, LaMarr J., of Glendale, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2005.

Kollmansberger, Richard A., of Oconomowoc, as a member of the Real Estate Board, to serve for the term ending July 1, 2006.

Kowbel, Mark P., of Racine, as a member of the Real Estate Appraisers Board, to serve for the interim term ending May 1, 2004.

Mouw, Edward W., of Rhinelander, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2004.

Paczkowski, Dale R., of Fond du Lac, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the interim term ending July 1, 2005.

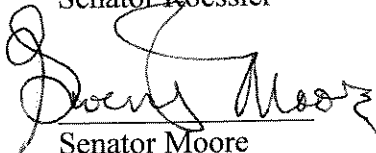
Rusch, James E., of New Richmond, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors,

Sobczak, Nancy L., of Racine, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2006.

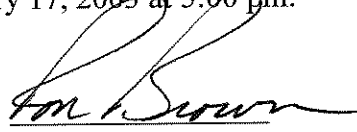
I understand these Executive Appointments are to be marked and returned to the office of Senator Cathy Stepp, 7 South, before Friday, January 17, 2003 at 5:00 pm.




Senator Roessler



Senator Moore

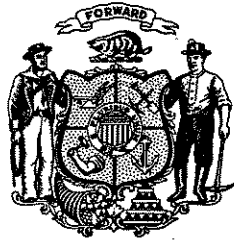


Senator Brown



Senator Meyer

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JAN 15 2003

WISCONSIN LEGISLATIVE COUNCIL

*Terry C. Anderson, Director
Laura D. Rose, Deputy Director*

TO: SENATOR MARY PANZER
FROM:  Laura Rose, Deputy Director
RE: Gubernatorial Appointments Pending Before the Senate
DATE: January 14, 2003

This memorandum addresses your questions on the legal status of appointments made by Governors Scott McCallum and Tommy Thompson that are pending before the Wisconsin State Senate, and at what point the confirmation is effective.

Legal Status of Appointments Made by Governors Scott McCallum and Tommy Thompson

The attached table was prepared by the Legislative Fiscal Bureau, in consultation with the Governor's office. The table lists individuals who have been nominated to state offices by the Governor. These offices require the advice and consent of the Senate. The nominations have not been acted upon by the Senate as of the date of this memorandum.

When a new Legislature is organized on the first Monday in January of each odd-numbered year at 2:00 p.m. [s. 13.02 (1)], any appointments then pending before the Senate are referred by the Senate president to the appropriate standing committee of the newly organized Senate. [s. 17.20 (2), Stats.] At that time, the Senate could act to confirm any of the appointments then pending before the Senate.

The Governor also takes office on the first Monday in January. [s. 8.25 (4), Stats.] It is common for a new Governor, upon taking office, to withdraw some of the pending appointments made by the previous Governor, and to nominate persons of the Governor's own choosing.

The legal status of a particular pending nominee depends upon the circumstances under which they were nominated. Some of the different circumstances of these appointments are as follows:

1. Appointees who are appointed to fill a vacancy in an appointive office.

Under s. 17.20 (2), Stats., vacancies occurring in the office of any officer normally nominated by the Governor, and with the advice and consent of the Senate appointed, may be filled by a provisional appointment by the Governor for the residue of the unexpired term, if any, subject to confirmation by the Senate. Any such appointment shall be in full force until acted upon by the Senate, and when confirmed by

the Senate shall continue for the residue of the unexpired term, if any, or until a successor is chosen and qualifies. A provisional appointee may exercise all of the powers and duties of the office while serving as provisional appointee. A provisional appointment which is withdrawn by the Governor or is rejected by the Senate lapses. When a provisional appointment lapses, a vacancy occurs.

If the Governor withdraws a provisional appointment, the Governor may fill the vacancy created by making another provisional appointment. The provisional appointee is fully empowered to exercise the office until the appointee qualifies by Senate confirmation, or is rejected by the Senate.

Section 17.03, Stats., describes how vacancies in appointive offices are caused, except as otherwise provided by law. In some cases, statutes that relate to specific appointive offices may provide a special procedure for declaring and filling vacancies in the appointive office that differs from this general description.

Vacancies occur in several ways, including by the death, resignation, or removal of the incumbent. Generally, with regard to removals, an incumbent serving an office at the pleasure of the Governor may be removed from office by the Governor *at any time*. Incumbents serving a *fixed term* may only be removed *for cause*.

2. Persons who are nominated to succeed an officeholder whose term is expiring (no vacancy).

When an officeholder's term expires, there is no vacancy in the office if the officeholder "holds over" in their office until the new appointee is confirmed. A person who is nominated to succeed an officeholder whose term is expiring may not exercise the powers and duties of the office to which they are appointed until confirmed by the Senate. Until the Senate confirms the appointment, the prior officeholder (known as a "holdover") exercises the powers of the office. [*State ex rel. Thompson v. Gibson*, 22 Wis. 2d 275, 125 N.W.2d 636 (1964).]

Frequently, an officeholder is nominated to succeed himself or herself (i.e., is "reappointed"). In that case, the person who is reappointed is a holdover, and continues to exercise all of the powers of the office, pending his or her confirmation (or rejection) by the Senate.

In the case where a holdover is in appointive office for which there is a fixed term, the Governor may not remove the person except for cause [s. 17.07 (3)]. Also, the Governor may not make a provisional appointment, because provisional appointments may only be made when vacancies occur, and the expiration of a prior term does not create a vacancy if there is a holdover in the office. The new Governor may make a new nomination, but the holdover could continue in office until such time as the Senate confirmed the new nominee.

3. Persons who are nominated to fill a newly created office.

Persons who are nominated to a newly created office may not exercise any of the powers of the office until confirmed by the Senate. They are not considered provisional appointees, and there is no holdover to exercise the powers of the office. [66 OAG 33 (1977).] Exceptions to this situation could occur where the Legislature has specifically authorized the Governor to provisionally appoint officers to a newly created office pending confirmation by the Senate. An example of this was the creation of the college savings program board. In 1999 Wisconsin Act 44, SECTION 15, the Legislature gave the Governor the authority to provisionally appoint the members of that board. The provisional appointments were in force until withdrawn by the Governor or acted upon by the Senate. If a provisional appointment to this board is

withdrawn, the appointment lapses upon withdrawal, and a vacancy is created that could be filled with another provisional appointee.

When Confirmations of Appointments and Withdrawals of Nominations Take Effect

You also asked at what point the confirmation of an appointment takes effect. Specifically, you asked whether the appointment is confirmed upon the vote of the Senate, or when the appointment is published in the journal. You also asked if the Governor withdraws a nomination, whether the withdrawal of the nomination is effective upon receipt of the Governor's letter by the Senate, or upon publication of the Governor's letter in the journal.

Confirmations of appointments take effect upon the vote of the Senate. Withdrawals of nominations take effect upon receipt of the Governor's letter of withdrawal. Wisconsin Constitution, Article IV, Section 10 requires each house to keep a journal, and Joint Rule 73 puts this requirement into effect ("the journal shall contain a concise description of the business conducted by each house"). The journal is the official record of the proceedings of the houses of the Legislature. [s. 13.17, Stats.] However, the Constitution does not state that publication in the journal gives legal effect to the items so published. Wisconsin Constitution, Article IV, Section 10 provides, in part, as follows:

Journals; open doors; adjournments. Section 10. Each house shall keep a journal of its proceedings and publish the same, except such parts as require secrecy.

This may be compared with Wis. Const. art. IV, s. 17, which requires that "no law shall be in force until published." [art. IV, s. 17 (2).] Further, Wis. Const., art. IV, s. 17 (3) requires the Legislature to provide by law for the speedy publication of all laws. The Legislature has done so by enacting ss. 991.11 and 35.093 (3) (b), Stats. There is no comparable requirement for the publication of confirmed appointments or withdrawn nominations before such appointments or withdrawals can take effect.

Integration of Bar Case, 244 Wis. 8, 11 N.W.2d 604 (1943) illustrated the importance of the journals as the official record of the proceedings of both houses. Journals may be examined for the purpose of showing that an enrolled bill is erroneous or invalid. Further, the recitals of the legislative journals cannot be contradicted or altered by memoranda made by legislative officers. However, no statement was made in that case that the publication of the proceedings in the journals gave legal effect to the acts of the Legislature.

If you have any questions on any of the specific pending appointments listed in the table, or need additional information, please contact me directly at the Legislative Council staff offices.

LR:rv;jal

Attachment

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Frank Probst	Dr. Joann Noe Cross	Accounting Examining Board	05/29/02						Universities, Housing and Government Operations	05/20/04	Yes
Himself	Norbert J. Johnson	Accounting Examining Board	01/16/02	02/13/02	7-0	02/20/02			Universities, Housing and Government Operations	07/01/06	Yes
Himself	Roman M. Jungers, II	Accounting Examining Board	06/14/01						Universities, Housing and Government Operations	07/01/05	
Himself	Thomas J. Kilkenny	Accounting Examining Board	06/14/01 01/16/02	01/16/02	7-0	01/18/02			Universities, Housing and Government Operations	07/01/05	Yes
Vacancy (R. Overby)	Mathew P. Tharanyil	Accounting Examining Board	05/29/02						Universities, Housing and Government Operations	07/01/05	Yes
Himself	Michael R. Soehner	Administrator - Division of Merit Recruitment and Selection	03/20/02						Labor and Agriculture Health, Utilities, Veterans and Military Affairs	03/26/04	
Himself	Russell D. DeLap	Athletic Trainers Affiliated Credentialing Board	03/20/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Himself	John M. Sybeldon	Athletic Trainers Affiliated Credentialing Board	03/20/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Robert Brandau (resigned 5/08/02)	Jay N. Clarke	Auctioneer Board	05/08/02						Labor and Agriculture	05/01/06	
Ronald Bast (resigned 6/01/02)	Larry T. Finley	Auctioneer Board	05/29/02						Labor and Agriculture	05/01/06	Yes
Marie Kohlbeck (resigned 06/06/02)	David R. Huebsch	Auctioneer Board	05/29/02						Labor and Agriculture	05/01/05	Yes
Himself	Gilbert L. Homstad	Banking Review Board	02/28/02						Labor and Agriculture Privacy, Electronic Commerce and Financial Institutions	05/01/06	Yes

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Himself	E. Ray Willoughby	Banking Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/07	Yes
Himself	Bruce M. Bennett	Barbering and Cosmetology Examining Board	01/16/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Lorraine Noram (resigned 07/01/02)	Douglas L. Kitzkie	Barbering and Cosmetology Examining Board	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Herself	K. Denise Svetly	Barbering and Cosmetology Examining Board	01/16/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Herself	Beverly J. Anderson	Board of Agriculture, Trade and Consumer Protection	01/12/00	03/22/00 09/25/01	2000 - 5-0 2001 - 5-0	03/28/00 01/18/02			Labor and Agriculture	05/01/05	Yes
Shirley J. Lanier (resigned 09/28/01)	Richard A. Brock	Board of Agriculture, Trade and Consumer Protection	08/08/01						Labor and Agriculture	05/01/07	Yes
Louis Wysocki (resigned 08/15/00)	James A. Holte	Board of Agriculture, Trade and Consumer Protection	01/12/00 01/12/01	03/22/00 09/25/01	5-0 5-0	03/28/00 01/18/02			Labor and Agriculture	05/01/05	Yes
Turba (resigned 08/16/01)	Cynthia L. Jarvis	Board of Agriculture, Trade and Consumer Protection	08/08/01	02/20/02	5-0	02/22/02			Labor and Agriculture	05/01/07	Yes
Lemmenes (resigned 09/05/01)	Jeff Pickering	Board of Agriculture, Trade and Consumer Protection	08/08/01	02/20/02	5-0	02/22/02			Labor and Agriculture	05/01/07	Yes
Vacancy (J. Malchine)	Andrew S. Diercks	Board of Agriculture, Trade and Consumer Protection	07/03/02						Labor and Agriculture Health, Utilities, Veterans and Military Affairs	05/01/05	Yes
Herself	June A. Bahr	Board of Nursing	01/16/02	05/15/02	9-0	05/22/02				07/01/06	

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominees	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Marilynn J. Panka (resigned 06/04/02)	Rose E. Boron	Board of Nursing	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Herself Ruth E. Lindgren (resigned 07/15/02)	Jacqueline A. Johnsrud	Board of Nursing	01/16/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Vacancy (A. Brewer)	Marilyn A. Kaufmann	Board of Nursing	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Vacancy (M. James)	Kathryn M. Osborne	Board of Nursing	11/13/02						Health, Utilities, Veterans and Military Affairs	07/01/03	Yes
San Orr (resigned 05/26/00)	James R. Klausner	Board of Regents of the University of Wisconsin System	02/07/01 12/10/01	12/12/01	7-0	03/11/02			Universities, Housing and Government Operations	05/01/08	Yes
Himself	Phyllis Kruttsch	Board of Regents of the University of Wisconsin System	06/07/00 01/12/01						Universities, Housing and Government Operations	05/01/07	Yes
Virginia MacNeil (resigned 06/23/00)	Gerard A. Randall, Jr.	Board of Regents of the University of Wisconsin System	02/07/01	03/06/02	7-0	03/08/02			Universities, Housing and Government Operations	05/01/08	Yes
Lewis B. Harmed (resigned 09/13/99)	Lolita Schneiders	Board of Regents of the University of Wisconsin System	04/11/00 01/12/01						Universities, Housing and Government Operations	05/01/07	Yes
Ted G. DeMiochi	Donald L. Heitiger	Board of Veterans Affairs	09/09/99 01/12/01	10/20/99 02/20/02	7-0	10/26/99			Health, Utilities, Veterans and Military Affairs	05/01/05	
Richard E. Marbes	Mack E. Hughes	Board of Veterans Affairs	10/23/01	11/07/01	9-0	11/14/01			Health, Utilities, Veterans and Military Affairs	05/01/07	
	Kenneth C. Wendt	Board of Veterans Affairs	10/23/01	11/07/01	9-0	11/14/01			Health, Utilities, Veterans and Military Affairs	05/01/07	

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Louise Yaffe (resigned 12/20/01)	Shoua Lee	Board on Aging and Long-Term Care	12/19/01	01/23/02	7-0	01/24/02			Human Services and Aging	05/01/05	
Herself	Margaret F. Tollaksen	Board on Aging and Long-Term Care	12/19/01						Human Services and Aging	05/01/06	
Jana Canity (resigned 01/27/01)	Douglas G. Kiel	Bradley Center Sports and Entertainment Corporation	01/12/01						Economic Development and Corrections	07/01/06	
Himself	Ullice Payne, Jr.	Bradley Center Sports and Entertainment Corporation	05/08/02						Economic Development and Corrections	07/01/09	
Ernest Hendricks	Gary "Joe" Sweeney	Bradley Center Sports and Entertainment Corporation	05/08/02						Economic Development and Corrections	07/01/09	Yes
Himself	George W. Whitlow	Bradley Center Sports and Entertainment Corporation	01/12/01						Economic Development and Corrections	07/01/06	
Dr. James L. Greenwald	Dr. James W. Weber	Chiropractic Examining Board	02/05/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/05	
Dr. Dale J. Strama	Dr. Steven R. Conway	Chiropractic Examining Board	11/06/02						Health, Utilities, Veterans and Military Affairs	07/01/05	
Newly created by 1999 Wisconsin Act 44	J. Michael Clumpner	College Savings Program Board	06/14/00	01/12/01					Universities, Housing and Government Operations	05/01/05	Yes
Newly created by 1999 Wisconsin Act 44	Joel Read	College Savings Program Board	06/14/00	01/12/01					Universities, Housing and Government Operations	05/01/03	Yes
Himself	Rodney W. Kreunen	Commissioner of Railroads	02/07/01						Insurance, Tourism and Transportation	03/01/05	
Himself	Paul E. Bucher	Council on Domestic Abuse	09/25/02						Human Services and Aging	07/01/05	Yes
Himself	Dr. L. Kevin Hamberger	Council on Domestic Abuse	09/25/02	10/16/02					Human Services and Aging	07/01/05	Yes

APPOINTEES AWAITING SENATE CONFIRMATION

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Vacancy (M. Bohren)	Lisa Stewart-Boetcher	Council on Domestic Abuse	09/25/02	10/16/02					Human Services and Aging	07/01/04	Yes
Herself	Kathleen F. Stolpman	Council on Domestic Abuse	08/02/00	01/23/02					Human Services and Aging	07/01/03	Yes
Herself	Mal Zong Vue	Council on Domestic Abuse	08/01/01	01/31/02	7-0	02/01/02			Human Services and Aging	07/01/04	
Himself	Gerald L. Wilkie	Council on Domestic Abuse	09/25/02	10/16/02					Human Services and Aging	07/01/05	Yes
Himself	Greg A. Hilbert	Credit Union Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/07	Yes
Himself	Dennis L. Lombard	Credit Union Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/06	
Himself	Edward D. Main	Deferred Compensation Board	02/23/00	03/16/00	2000: 4-1	03/23/2000			Commerce and Financial Institutions	07/01/04	Yes
Himself	John F. Nelson	Deferred Compensation Board	01/12/01	01/12/01	2002: 5-0	01/18/2002			Labor and Agriculture	07/01/05	Yes
Herself (P. Ulrich)	Jean Rogers	Deferred Compensation Board	06/14/01	04/14/99					Labor and Agriculture	07/01/03	Yes
Himself	John J. Zwadzich	Deferred Compensation Board	01/12/01	01/15/02	5-0	01/08/02			Labor and Agriculture	07/01/06	Yes
Himself	Dr. Bruce J. Barrette	Dentistry Examining Board	05/03/01	02/20/02					Health, Utilities, Veterans and Military Affairs	07/01/05	
Wilber G. Gill	Mark T. Braden	Dentistry Examining Board	07/03/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Himself	David T. Carroll	Dentistry Examining Board	01/16/02	02/20/02	9-0	02/25/02			Health, Utilities, Veterans and Military Affairs	12/31/06	
Herself	Nanette Kosydar Dreyes	Dentistry Examining Board	01/16/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	12/31/06	

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Vacancy (R. Dean)	John F. "Jack" Kundert	Department of Financial Institutions	08/02/00 01/12/01	12/06/00	5-0	01/29/02			Privacy, Electronic Commerce and Financial Institutions	Pleasure of the Governor	
Vacancy (M. Ceille)	Yvonne D. Greer	Dietitians Affiliated Credentialing Board	08/29/01	10/17/01	9-0	10/25/01			Health, Utilities, Veterans and Military Affairs	07/01/06	
Kevin Keane (resigned 09/01/01)	Armando A. Bras	Educational Communications Board	06/14/01	01/16/02	7-0	01/18/02			Universities, Housing and Government Operations	05/01/05	
Himself	V. Thomas Metcalfe	Educational Communications Board	06/14/01						Universities, Housing and Government Operations	05/01/03	Yes
Herself	Daryann T. Whitemarsh	Educational Communications Board	05/11/99 01/12/01	06/09/99	11-0	06/10/99			Universities, Housing and Government Operations	05/01/03	Yes
Herself	Cynthia A. Van Bogaert	Employee Trust Funds Board	09/26/01						Labor and Agriculture Universities, Housing and Government Operations	05/01/05	
Vacancy (Borgwardt)	Gordon R. Baldwin	Ethics Board	04/11/00						Universities, Housing and Government Operations	05/01/02	Yes
Himself	Bernie A. Abrahamson	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	05/29/02						Universities, Housing and Government Operations	07/01/06	Yes
Himself	James W. Dorn	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	07/03/02						Universities, Housing and Government Operations	07/01/06	Yes
Herself	Dr. Lynda Farrar	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	01/16/02						Universities, Housing and Government Operations	07/01/06	

APPOINTEES AWAITING SENATE CONFIRMATION

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Herself	Karen A. Kalishek	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	06/14/01	10/31/01					Universities, Housing and Government Operations	07/01/05	
Karen Sathoff (resigned 07/02/02)	Lee Madden	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	06/19/02						Universities, Housing and Government Operations	07/01/06	Yes
Dean A. Field (resigned 08/24/01)	Michael J. Ohberg	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	08/29/01						Universities, Housing and Government Operations	07/01/05	
Vacancy (T. Richard)	Dale R. Paczkowski	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	01/16/02	03/06/02	7-0	03/08/02			Universities, Housing and Government Operations	07/01/05	
Vacancy (D.B. Carlson)	Mary Reavey	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	10/23/01						Universities, Housing and Government Operations	07/01/03	Yes
Herself	Donna M. Rozar	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	01/16/02						Universities, Housing and Government Operations	07/01/06	Yes
Himself	James E. Rusch	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	01/16/02	03/06/02	7-0	03/08/02			Universities, Housing and Government Operations	07/01/06	

APPOINTEES AWAITING SENATE CONFIRMATION

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Herself	Nancy L. Sobczak	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	01/16/02	03/06/02	7-0	03/08/02			Universities, Housing and Government Operations	07/01/06	
Vacancy (H. Kolb)	Francis R. Thousand	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	03/20/02						Labor and Agriculture	07/01/05	Yes
Vacancy (M. Hoffman)	Dale C. Zabel	Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	09/25/02						Universities, Housing, and Government Operations	07/01/03	Yes
Roger Hall (resigned 09/30/02)	Ruth G. Johnson	Examining Board of Geologists, Hydrologists and Soil Scientists	09/25/02						Environmental Resources	07/01/06	Yes
Fred Birts (resigned 09/25/02)	Yakov N. Nenaydykh	Examining Board of Geologists, Hydrologists and Soil Scientists	09/25/02						Environmental Resources	07/01/05	Yes
Himself	Stephen V. Donothue	Examining Board of Geologists, Hydrologists and Soil Scientists	01/16/02	02/21/02	5-0	02/22/02			Environmental Resources	07/01/06	
Himself	Dr. Thomas J. Evans	Examining Board of Geologists, Hydrologists and Soil Scientists	01/16/02	02/21/02 03/11/02	5-0	03/11/02			Environmental Resources	07/01/06	
Vacancy (H. Garn)	Jon H. Gumtow	Examining Board of Geologists, Hydrologists and Soil Scientists	01/16/02	02/21/02 03/05/02	5-0	03/07/02			Environmental Resources	07/01/06	Yes
Vacancy (P. McGuire)	Dr. Robert Wendt	Examining Board of Geologists, Hydrologists and Soil Scientists	01/16/02	02/21/02					Environmental Resources	07/01/04	

APPOINTEES AWAITING SENATE CONFIRMATION

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Newly created in 2001 WI Act 16	Thom A. Ciske	Fox River Navigational System Authority	07/03/02						Environmental Resources	07/01/05	Yes
Newly created in 2001 WI Act 16	Thomas A. Lisle	Fox River Navigational System Authority	03/20/02	06/27/02	5-0	07/03/02			Environmental Resources	07/01/04	Yes
Newly created in 2001 WI Act 16	Elwyn (Jack) Nelson	Fox River Navigational System Authority	03/20/02	06/27/02	5-0	07/03/02			Environmental Resources	07/01/04	Yes
Newly created in 2001 WI Act 16	William A. Raaths	Fox River Navigational System Authority	09/25/02						Environmental Resources	07/01/05	Yes
Newly created in 2001 WI Act 16	Ronald L. Van De Hey	Fox River Navigational System Authority	03/20/02	06/27/02	5-0	07/03/02			Environmental Resources	07/01/04	
Newly created in 2001 WI Act 16	Billy R. Willis	Fox River Navigational System Authority	03/20/02	06/27/02	5-0	07/03/02			Environmental Resources	07/01/05	
W. Robert Cress (resigned 09/12/02)	William R. Cress	Funeral Directors Examining Board	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Vacancy (P. Schils)	Ronald K. Malone	Funeral Directors Examining Board	09/26/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Daniel Densow (resigned 07/31/02)	Robert Skinner	Funeral Directors Examining Board	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Dr. William Simitc	Steven A. Harvey	Hearing and Speech Examining Board	07/10/01						Health, Utilities, Veterans and Military Affairs	07/01/05	
Vacancy (J. Kulpa)	Alma D. Peters	Hearing and Speech Examining Board	09/26/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
(Vacancy C.P. "Chappie" Fox)	Brian L. Morello	Historic Sites Foundation "a.k.a. Circus World Museum Foundation, Inc."	06/07/00						Universities, Housing and Government Operations	Pleasure of the Governor	

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APPOINTEES AWAITING SENATE CONFIRMATION

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Herself	Margaret B. Humleker	Historical Society Board of Curators	09/05/01						Universities, Housing and Government Operations	07/01/04	Yes
(Vacancy) Ileen Sikowski	Nichole M. Gladney	Judicial Commission	11/13/02						Universities, Housing and Government Operations	08/01/05	Yes
Herself	Tee Heiser	Judicial Commission	03/22/02						Judiciary, Consumer Affairs and Campaign Finance Reform	08/01/05	Yes
Spyro Condos	Michael A. Keever	Judicial Commission	03/22/02						Judiciary, Consumer Affairs and Campaign Finance Reform	08/01/04	Yes
Himself	Clifford F. LeClair	Judicial Commission	03/20/02						Judiciary, Consumer Affairs and Campaign Finance Reform	08/01/05	Yes
Herself	Sandra K. Heidel	Kickapoo Reserve Management Board	05/01/02						Environmental Resources	05/01/05	Yes
Sharon Folcey	Catherine Onsgager	Kickapoo Reserve Management Board	06/14/01	07/26/01	5-0	08/01/01			Environmental Resources	05/01/04	
Himself	David B. Falstad	Labor and Industry Review Commission	01/12/01	01/15/02	5-0	01/18/02			Labor and Agriculture	03/01/07	Yes
Vacancy (Pamela I. Anderson)	Laurie R. McCallum	Labor and Industry Review Commission	01/12/01						Labor and Agriculture	03/01/05	
Himself	George E. Nettum	Land and Water Conservation Board	07/03/02						Environmental Resources	05/01/06	Yes
Himself	Richard Nowacki	Land and Water Conservation Board	07/03/02						Environmental Resources	05/01/04	Yes
Vacancy (J. Orton)	Ritchie J. Brown	Lower Wisconsin State Riverway Board	07/03/02						Environmental Resources	05/01/03	Yes
Himself	William S. Lundberg	Lower Wisconsin State Riverway Board	04/03/02						Environmental Resources	05/01/05	Yes
Vacancy (M. Harper)	Mary Jo Walsh	Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board	09/25/02	10/16/02					Human Services and Aging	07/01/03	Yes

APPOINTEES AWAITING SENATE CONFIRMATION

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
William L. Randall	Don H. Davis, Jr.	Medical College of Wisconsin Board of Trustees	05/03/01						Health, Utilities, Veterans and Military Affairs	05/01/07	
Himself	Richard E. Graber	Medical College of Wisconsin Board of Trustees	05/28/02						Health, Utilities, Veterans and Military Affairs	05/01/08	Yes
Joseph Goman	Jon D. Hammes	Medical College of Wisconsin Board of Trustees	08/02/00 01/12/01	03/14/01	9-0	03/20/01			Health, Utilities, Veterans and Military Affairs	05/01/06	
Himself	Timothy E. Hoeksema	Medical College of Wisconsin Board of Trustees	05/03/01	01/16/02	9-0	01/18/02			Health, Utilities, Veterans and Military Affairs	05/01/07	
Richard A. Weiss (resigned 06/17/02)	Ullice Payne, Jr.	Medical College of Wisconsin Board of Trustees	05/29/02						Health, Utilities, Veterans and Military Affairs	05/01/08	
Sidney Shindell (resigned effective 05/30/02)	Edward Zore	Medical College of Wisconsin Board of Trustees	05/29/02						Health, Utilities, Veterans and Military Affairs	05/01/08	
Himself	Dr. Alfred L. Franger	Medical Examining Board	01/16/02						Health, Utilities, Veterans and Military Affairs	07/01/06	
Vacancy (W. Roever)	Muriel J. Harper	Medical Examining Board	05/03/01	05/23/01	9-0	05/30/01			Health, Utilities, Veterans and Military Affairs	07/01/02	Yes
Dr. Mohammed Selhi (resigned 07/15/02)	Dr. Thomas J. Luetzow	Medical Examining Board	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Glenn Hoberg (resigned 07/16/02)	Dr. Daniel J. Mitola	Medical Examining Board	12/19/01	01/16/02	9-0	01/18/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Himself	Herbert F. Behnke	Natural Resources Board	01/17/01	09/01/01	5-0	03/08/01			Environmental Resources	05/01/07	Yes

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APPOINTEES AWAITING SENATE CONFIRMATION

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Himself	Howard "Dan" Poulson	Natural Resources Board	01/17/01	05/17/01	3-2	09/26/01			Environmental Resources	05/01/07	Yes
Vacancy (Cathy Stepp)	David Ladd	Natural Resources Board	12/11/02						Environmental Resources	05/01/05	Yes
Vacancy (E. August)	Kay M. Czaplowski	Nursing Home Administrator Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/03	Yes
Karen Robinson	Jan D'Amico-Dove	Nursing Home Administrator Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Himself	Jerry J. Schallock	Nursing Home Administrator Examining Board	01/16/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Herself	Patricia A. Schulz	Nursing Home Administrator Examining Board	01/16/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Newly created in 1999 Wisconsin Act 180	Hector Colon	Occupational Therapists Affiliated Credentialing Board	05/29/02						Human Services and Aging	07/01/06	Yes
Herself	Linda Roos-Stutz	Occupational Therapists Affiliated Credentialing Board	09/25/02	10/16/02					Human Services and Aging	07/01/06	Yes
Himself	Dr. Kerry L. Griebenow	Optometry Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Himself	Dr. Leon D. Griffin, Jr.	Optometry Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Himself	Dr. Jeff M. Sarazen	Optometry Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/05	Yes
Vacancy (D. Murphy)	Anthony J. Theodore	Personnel Commission	09/08/01						Labor and Agriculture	03/01/06	
Vacancy (L. McCallum)	Kelli S. Thompson	Personnel Commission	03/20/02						Labor and Agriculture	03/01/04	

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Charlotte Rasmussen	Danny Trotter	Pharmacy Examining Board	09/25/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Cynthia Benning	Mark A. Zwaska	Pharmacy Examining Board	05/29/02						Health, Utilities, Veterans and Military Affairs	07/01/06	Yes
Herself	Debra S. Truckey	Podiatrists Affiliated Credentialing Board	03/22/02	05/15/02	9-0	05/22/02			Health, Utilities, Veterans and Military Affairs	07/01/02	Yes
Himself	Lyle A. Balistreri	Prison Industries Board	06/14/01						Economic Development and Corrections	05/01/04	
Himself	Robert C. Blessington	Prison Industries Board	05/01/98 01/06/99 01/12/01	04/14/99	1999: 7-0	05/05/99			Economic Development and Corrections	05/01/02	Yes
Himself	Ronald C. Engelke	Prison Industries Board	01/06/99 01/12/01	04/14/99	1999: 7-0	05/05/99			Economic Development and Corrections	05/01/03	Yes
Himself	Bill L. Gronley	Prison Industries Board	06/14/01						Economic Development and Corrections	05/01/04	Yes
Vacancy (M. Sullivan)	Jon E. Litscher	Prison Industries Board	04/07/99 01/12/01	05/19/99	6-1	06/10/99			Economic Development and Corrections	05/01/04	Yes
Himself	John D. Phillips	Prison Industries Board	11/09/00 01/12/01						Economic Development and Corrections	05/01/02	Yes
Herself	Carol Vollmer Pope	Prison Industries Board	06/14/01						Economic Development and Corrections	05/01/04	
Himself	Bill G. Smith	Prison Industries Board	06/14/01						Economic Development and Corrections	05/01/03	Yes
Vacancy (J. Hamik)	Cheryl A. Weisensel	Prison Industries Board	05/23/01						Economic Development and Corrections	05/01/03	Yes

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Vacancy (G. Bryant)	Dr. Elmer R. Taake	Private Employer Health Care Coverage Board	05/01/02						Health, Utilities, Veterans and Military Affairs	05/01/05	Yes
Himself	McArthur Weddle	Psychology Examining Board	01/16/02 02/20/02		9-0	02/25/02			Health, Utilities, Veterans and Military Affairs	07/01/06	
Stella Young	Raymond Allen	Public Defender Board	05/23/01						Judiciary, Consumer Affairs and Campaign Finance Reform	05/01/04	Yes
Vacancy (D. Ibarra)	John Farrow	Public Defender Board	05/23/01	03/27/00 02/20/02 03/06/02 04/26/02					Judiciary, Consumer Affairs and Campaign Finance Reform	05/01/04	Yes
Himself	James T. Rogers	Public Defender Board	03/01/00 01/12/01						Judiciary, Consumer Affairs and Campaign Finance Reform	05/01/03	Yes
Mary Reavey (resigned 02/28/02)	DeAnn L. Brosman	Real Estate Appraisers Board	12/19/01	02/13/02	7-0	02/20/02			Universities, Housing and Government Operations	05/01/03	Yes
Gary Cuskey (resigned 01/29/02)	Dr. Dennis Farrar	Real Estate Appraisers Board	01/16/02						Universities, Housing and Government Operations	05/01/03	Yes
Paul R. Vozar (resigned 04/24/02)	Sharon R. Fiedler	Real Estate Appraisers Board	08/29/01	10/31/01	7-0	11/01/01			Universities, Housing and Government Operations	07/01/06	
Himself	LaMarr J. Franklin	Real Estate Appraisers Board	08/29/01	10/31/01	7-0	11/01/01			Universities, Housing and Government Operations	05/01/05	
Lili Hauschild (resigned 08/28/01)	Mark P. Kowbel	Real Estate Appraisers Board	08/29/01	10/31/01	7-0	11/01/01			Universities, Housing and Government Operations	05/01/04	
Jerome Neilson (resigned 12/19/01)	Rebecca J. Dysland	Real Estate Board	12/19/01	02/13/02	7-0	02/20/02			Universities, Housing and Government Operations	07/01/05	

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Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Himself	Richard A. Kollmansberger	Real Estate Board	01/16/02	02/13/02	7-0	02/20/02			Universities, Housing and Government Operations	07/01/06	
Himself	Harold (Hal) N. Lee, Jr.	Real Estate Board	01/16/02						Universities, Housing and Government Operations	07/01/06	Yes
James R. Linhoff, Jr. (resigned 08/22/02)	Peter A. Sveum	Real Estate Board	03/20/02						Universities, Housing and Government Operations	07/01/06	Yes
Bettye J. Lawrence (resigned 02/21/02)	Marie E. Watts	Real Estate Board	12/19/01						Universities, Housing and Government Operations	07/01/05	
Newly created in 2001 Wisconsin Act 16	Dr. Blane Christman	Rural Health Development Council	02/20/02	03/06/02	9-0	03/11/02			Health, Utilities, Veterans and Military Affairs	07/01/07	
Vacancy (S. Skochelak)	Dr. Byron J. Crouse	Rural Health Development Council	01/16/02						Health, Utilities, Veterans and Military Affairs	07/01/07	
Newly created in 2001 Wisconsin Act 16	Janet K. Recore	Rural Health Development Council	02/20/02	03/06/02	9-0	03/11/02			Health, Utilities, Veterans and Military Affairs	07/01/07	
Himself	Michael D. Meeuwisen	Savings and Loan Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	Yes
Vacancy (A. Knuth)	Charles R. Pitteikow	Savings and Loan Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/03	Yes
Himself	Frederick T. Ridders	Savings and Loan Review Board	03/27/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	Yes
Himself	Lee Schmalz	Savings and Loan Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	Yes

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Himself	Paul C. Adamski	Savings Bank Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	
Vacancy (M. Crowley)	Robert W. Holmes	Savings Bank Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	
Geraldine Grotkopf (resigned 12/13/00)	Brian S. Levy	Savings Bank Review Board	01/12/01						Privacy, Electronic Commerce and Financial Institutions	05/01/03	Yes
Vacancy (B. Beadle)	Lee Schmalz	Savings Bank Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	
Naomi Engleiler (resigned 02/25/02)	Douglas J. Timmerman	Savings Bank Review Board	02/28/02						Privacy, Electronic Commerce and Financial Institutions	05/01/05	
Vacancy (B. Blanchard)	Philip E. Albert	Secretary of the Department of Commerce	01/08/02	02/28/02	3-0	03/05/02			Development and Economic Corrections	05/01/05	
Vacancy (Joe Leean)	Phyllis J. Dubé	Secretary of the Department of Health and Family Services	03/06/01	01/16/02	no vote				Health, Utilities, Veterans and Military Affairs	05/01/05	
George Meyer	Darrell Bazzell	Secretary of the Department of Natural Resources	02/20/01	05/17/01	5-0	05/23/01			Environmental Resources	05/01/05	
Vacancy (T. Mulcahy)	Gene Kussart	Secretary of the Department of Transportation	01/08/02	03/13/02	5-0	03/20/02			Insurance, Tourism and Transportation	05/01/05	
Vacancy (L. Stewart)	Jennifer Reinhart	Secretary, Department of Workforce Development	09/20/00 01/12/01	09/18/01	5-0		Tabled 01/22/02		Labor and Agriculture Environmental Resources	07/01/05	Yes
Himself	Charles E. Bena	Snowmobile Recreation Council	03/27/02						Environmental Resources	07/01/05	Yes
Vacancy (Bryon Schroeder)	John McCabe	Snowmobile Recreation Council	11/01/02						Environmental Resources	07/01/05	Yes

APPOINTEES AWAITING SENATE CONFIRMATION

01/09/03

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Herself	Kathleen M. Rasmussen	Snowmobile Recreation Council	03/27/02						Environmental Resources	07/01/05	Yes
Earl Omer	Larry Erickson	Snowmobile Recreation Council Southeast Wisconsin	10/30/02						Environmental Resources	07/01/05	Yes
Herself	Lorraine M. Blaubach	Professional Baseball Park District Board	07/15/99 01/12/01						Economic Development and Corrections	07/01/03	Yes
Himself	John W. Knuteson	Southeast Wisconsin Professional Baseball Park District Board	07/15/99 01/12/01	11/16/99	5-0	12/01/99			Economic Development and Corrections	07/01/03	Yes
Himself	Jon D. Hammes	State of Wisconsin Investment Board	01/19/00 01/12/01						Universities, Housing and Government Operations	05/01/05	Yes
Norma DeHaven, (resigned 05/26/00)	Andrea Steen-Crawford	State of Wisconsin Investment Board	06/07/00 01/12/01						Universities, Housing and Government Operations	05/01/05	Yes
Vacancy (M. Musolf)	Richard F. Raemisch	Tax Appeals Commission	03/11/02						Universities, Housing and Government Operations	03/01/03	Yes
Himself	George K. Steil, Sr.	University of Wisconsin Hospital and Clinics Authority	04/04/01	05/23/01	9-0	05/30/01			Health, Utilities, Veterans and Military Affairs	07/01/04	Yes
Vacancy (J Gundersen)	Philip J. Dahberg	University of Wisconsin Hospital and Clinics Authority (appt to UW Hosp & Clinics Board was confirmed)	09/20/00 01/12/01	03/28/01	9-0	04/04/01	Tabled 05/08/01		Health, Utilities, Veterans and Military Affairs	07/01/03	Yes
Himself	George K. Steil, Sr.	University of Wisconsin Hospital and Clinics Board	04/04/01	05/23/01	9-0	05/30/01			Health, Utilities, Veterans and Military Affairs	07/01/04	Yes
Herself	Dr. Jean M. Heyt-Thompson	Veterinary Examining Board	04/18/00 01/12/01						Labor and Agriculture	07/01/04	Yes
Himself	Dr. James R. Johnson	Veterinary Examining Board	12/19/01						Labor and Agriculture	07/01/06	Yes

01/09/03

APPOINTEES AWAITING SENATE CONFIRMATION

Vacancy	Nominee	Board	Referred Date	Hearing Date	Committee Vote	Available for Scheduling	Confirmation Date	Confirmation Vote	Committee	Term Ending Date	Withdrawn
Linda C. Olson (resigned 07/30/02)	JoAnn Klemm	Veterinary Examining Board	03/20/02						Labor and Agriculture	07/01/06	Yes
Himself	Dr. Larry D. Mahr	Veterinary Examining Board	01/16/02						Labor and Agriculture	07/01/06	
Herself	Elaine H. McGregor	Veterinary Examining Board	04/18/00						Labor and Agriculture	07/01/04	
Himself	Edward F. Fenhaus	Waste Facility Siting Board	01/12/01						Environmental Resources	05/01/05	Yes
Vacancy (R. Thomas)	Arlyn J. Helm	Waste Facility Siting Board	05/29/02						Environmental Resources	05/01/04	
Vacancy (J. Meier)	Steven R. Sorenson	Wisconsin Employment Relations Commission	04/10/02						Labor and Agriculture	03/01/07	Yes
Himself	Daniel P. Blask	Wisconsin Health and Educational Facilities Authority	03/11/02						Health, Utilities, Veterans and Military Affairs	06/30/08	Yes
Joy Moy (resigned 06/30/02)	John Noreika	Wisconsin Health and Educational Facilities Authority	04/04/01	10/10/01	9-0	10/12/01			Health, Utilities, Veterans and Military Affairs	06/30/09	Yes
Vacancy (J. Petersen, III)	William N. Godfrey	Wisconsin Housing and Economic Development Authority	06/19/01						Universities, Housing, and Government Operations	001/01/04	Yes
E. James Ladwig (resigned 03/15/00)	Edward W. Mouw	Wisconsin Housing and Economic Development Authority	05/29/02						Universities, Housing and Government Operations	01/01/04	
Vacancy (J. Barry)	Mary Anne Moore-Church	Wisconsin Technical College System Board	03/04/00	12/12/01	6-0	12/19/01			Education	05/01/07	Yes
Herself	L. Anne Reid	Wisconsin Technical College System Board	10/23/01	01/09/02	11-0	01/11/02			Education	05/01/07	Yes
			01/09/02	10/09/01	11-0	10/10/01			Education	05/01/07	Yes



JAN 15 2003

WISCONSIN LEGISLATIVE COUNCIL
STAFF MEMORANDUM

TO: SENATOR MARY PANZER
FROM: Mary Offerdahl, Staff Attorney *MO*
RE: Other Members of Entities That Have Appointed Members Awaiting Senate Confirmation
DATE: January 14, 2003

This memorandum responds to your request for a list of other members--i.e., members confirmed or not subject to confirmation--of entities that have appointed members awaiting Senate confirmation, and their term ending dates. This information is provided in the table below, and was obtained either from the Department of Regulation and Licensing or from a representative of the entity.

As you can see from the table below, some members are still serving on a board although their term has ended. This can occur when a member is awaiting reappointment, or when a member would like to leave the board but is serving until someone else is available to replace them.

You can also see from the table that some members do not have term ending dates. This can occur for several reasons. One typical reason is that the member is on the board because their position, such as head of a state agency, is statutorily required to be represented on the board. Such members are commonly referred to as "ex-officio" members.

This memorandum does not reflect withdrawals by Governor Doyle. If you have additional questions regarding other members of entities that have appointed members awaiting Senate confirmation, please either contact Laura Rose or myself at the Legislative Council staff offices.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
Accounting Examining Board	Frank Probst, Chair*	7-1-2000
	Frederick W. Franklin*	7-1-2004
	Sharon Hamilton, Vice Chair*	7-1-2003
Athletic Trainers Affiliated Credentialing Board	William H. Bartlett, MD, Secretary*	7-1-2004

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Heidi J. Gutschow*	5-1-2004
	Kathleen A. O'Connell*	7-1-2003
	Bradley J. Sherman, Chair*	7-1-2005
Auctioneer Board	Richard O. Lust, Chair*	5-1-2004
	Mark Shain*	5-1-2003
	Marie Skic, Vice Chair*	5-1-2003
	Carl Theorin, Secretary*	5-1-2004
Banking Review Board	James M. Curran*	5-1-2003
	Richard A. Braun*	5-1-2004
	Ralph J. Tenuta*	5-1-2005
Barbering and Cosmetology Examining Board	Barbara M. Flaherty, Chair*	7-1-2003
	Laura M. Jenkins*	7-1-2004
	Karen M. Kraus*	7-1-2003
	Leon G. Lauer, Secretary*	7-1-2004
	Marvile L. Martin*	7-1-2004
	Lee Martinez, Vice Chair*	7-1-2003
Board of Agriculture, Trade and Consumer Protection	Michael F. Dummer, Chair*	5-1-2003
	Charles "Pete" Knigge, Vice-Chairman*	5-1-2003
	C. William "Bill" Geary*	5-1-2003
Board of Nursing	Marie Kohlbeck*	7-1-2005
	Bettye J. Lawrence*	7-1-2003
	Pemela Maxson Cooper, Vice Chair*	7-1-2003
	Kathryn M. Osborne*	7-1-2003
	Linda M. Sanner, Chair*	7-1-2004
Board of Regents of the University of Wisconsin System	Roger E. Axtell*	5-1-2006
	Ex-Officio, President, Technical College System Board, Jonathan B. Barry	No term ending date.
	Patrick G. Boyle*	5-1-2003
	JoAnne Brandes*	5-1-2003
	Ex-Officio, State Superintendent of Public Instruction, Elizabeth Burmaster	No term ending date.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Alfred S. De Simone*	5-1-2002
	Guy A. Gottschalk, Regent President*	5-1-2005
	Gregory L. Gracz*	5-1-2005
	Tommie L. Jones, Jr.*	5-1-2003
	Toby E. Marcovich*	5-1-2004
	Frederic E. Mohs*	5-1-2004
	Jose A. Olivieri*	5-1-2005
	Jay L. Smith*	5-1-2002
Board of Veterans Affairs	Kathleen Marschman*	5-1-2005
	Heron Van Gorden*	5-1-2003
	Bill "John" Crowley*	5-1-2003
	Walter Stenavich*	5-1-2007
Board on Aging and Long-Term Care	Eugene "Gene" Lehrmann*	5-1-2002
	Jennifer Clements*	5-1-2004
	Louise Abrahams Yaffe*	5-1-2001
	Charles "Chuck" Arndt*	5-1-2003
	Ruth Ann Strozinsky*	5-1-2002
Bradley Center Sports and Entertainment Corporation	Ned Bechthold, nominated by Governor*	2004
	Virgis W. Colbert, nominated by Bradley Family Foundation	2009
	James L. Forbes, nominated by Bradley Family Foundation	2004
	Essie Whitelaw, WPS, nominated by Governor*	2004
	Gail Lione, nominated by Bradley Family Foundation	2006
Chiropractic Examining Board	Susan Feith*	7-1-2005
	Char D. Glocke*	7-1-2004
	James L. Greenwald, D.C.*	7-1-2001
	Bevier Hasbrouck Sleight III, D.C.*	7-1-2003
	James A. Rosemeyer, D.C., Secretary*	7-1-2003
	Dale J. Strama, D.C., Chair*	7-1-2001
College Savings Program Board	Paul C. Adamski*	5-1-2005

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	John Bubolz*	5-1-2003
	Alberta Darling*	5-1-2005
	Ex-Officio, Chairperson, State Investment Board, Jon D. Hammes	No term ending date.
	Ex-Officio, President, Wisconsin Technical College System, L. Anne Reid	No term ending date.
	Ex-Officio, President, Board of Regents of the University of Wisconsin, Guy Gottschalk	No term ending date.
	Ex-Officio, State Treasurer, Jack C. Voight	No term ending date.
	Ex-Officio, President, Wisconsin Association of Independent Colleges and Universities, Rolf Wegenke	No term ending date.
	Michael D. Wolff*	5-1-2003
Council on Domestic Abuse	Marte Carlin*	7-1-2003
	Eileen Connolly-Keesler*	7-1-2004
	Rep. Dean Kaufert, legislative appointee	7-1-2004
	Arline Hillestad, legislative appointee	7-1-2003
	Ann Stoffel, legislative appointee	7-1-2005
	Stormy Walker*	7-1-2001
Credit Union Review Board	Carol Cockson*	5-1-2003
	Larry Anderson*	5-1-2005
	J. David Christenson*	5-1-2004
Deferred Compensation Board	Martin Beil*	7-1-2005
	Peter Ullrich*	7-1-2002
Dentistry Examining Board	Keith D. Clemence, DDS*	7-1-2005
	Judith E. Ficks*	7-1-2002
	Wilber G. Gill, DDS*	7-1-2002
	Karen M. Jahimiak, DDS*	7-1-2005
	Catherine E. Schleis, RDH*	7-1-2004
	Arthur L. Srb*	7-1-2004
	Richard J. Strand, DDS*	7-1-2003
	Bruce Wayne Trimble, DDS*	7-1-2002
Dietitians Affiliated Credentialing Board	Jodi Braun, Vice Chair*	7-1-1999

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Susan Kasic-Miller, Chair*	7-1-2003
	Dolores A. Price, Secretary*	7-1-2002
Educational Communications Board	Gary R. George, Senate Majority Member, legislative appointee	No term ending date.
	Rolf Wegenke*	5-1-2003
	Appointee, University of Wisconsin Board of Regents, Patrick G. Boyle	5-1-2003
	Ex-Officio, State Superintendent of Public Instruction, Elizabeth Burmaster	No term ending date.
	Ex-Officio, State Director, Wisconsin Technical College System, Richard Carpenter	No term ending date.
	Appointee, Wisconsin Technical College System Board, Dr. Darnell Cole	9-20-2004
	Pleasure of Governor, David Hutchison*	5-1-2005
	Ex-Officio, President, Wisconsin Public Radio Association, Bernard Kubale	No term ending date.
	Ex-Officio, Secretary, DOA or designee	No term ending date.
	Peggy A. Rosenzweig, Senate Minority Member, legislative appointee	No term ending date.
	Marlin Schneider, Assembly Minority Member, legislative appointee	No term ending date
	Gregg Underheim, Assembly Majority Member, legislative appointee	No term ending date.
Employee Trust Funds Board	Appointed by Wisconsin Retirement Board, John (Jack) Brown	5-1-2006
	Elected by educational support personnel, Sherry Brown	5-1-2003
	Ex-Officio, Secretary, DER, Peter Fox	No term ending date.
	Ex-Officio, Governor or designee on Group Insurance Board, Stephen Frankel	No term ending date.
	Elected by WRS Annuitants, James Gruentzel	5-1-2003
	Appointed by Wisconsin Retirement Board, Wayne Koessl	5-1-2004
	Appointed by Teachers Retirement Board, Irena Macek	5-1-2004

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Appointed by Teachers Retirement Board, Wayne McCaffery	5-1-2003
	Appointed by Teachers Retirement Board, Robert Niendorf	5-1-2000
	Appointed by Teachers Retirement Board, Nancy Thompson	5-1-2005
	Appointed by Wisconsin Retirement Board, Marilyn Wigdahl	5-1-2003
Ethics Board	David L. McRoberts*	5-2005
	Dorothy C. Johnson*	5-2004
	Joanne R. Orr*	5-2003
	James R. Morgan*	5-2001
	Paul M. Holzem*	5-2000
Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors	Dennis M. Cerreta*	7-1-2003
	Arno Wm. Haering*	7-1-2004
	James G. Otto*	7-1-2005
	Robert J. Pertzborn*	7-1-2003
	Martin J. Hanson*	7-1-2005
	Rick A. Van Goethem*	7-1-2003
	Robert Hoskins*	7-1-2005
	Jay Fernholz*	7-1-2004
	Ruth G. Johnson*	7-1-2004
	Rick H. Rettler*	7-1-2003
Examining Board of Geologists, Hydrologists and Soil Scientists	Joan Underwood*	7-1-2004
	David M. Mickelson*	7-1-2005
	Robert J. Karnauskas*	7-1-2005
	Tracy C. Benzel*	7-1-2005
	Wayne G. Lindgren*	7-1-2003
Fox River Navigational System Authority	Ex-Officio, Secretary, Department of Natural Resources	No term ending date.
	Ex-Officio, Secretary, Department of Transportation	No term ending date.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Ex-Officio, Director, State Historical Society	No term ending date.
Funeral Directors Examining Board	Roy T. Pfeffer*	7-1-2003
	Bonnie Gift*	7-1-2004
	Rick D. Unbehaun*	7-1-2005
Hearing and Speech Examining Board	Mae Cash*	7-1-2003
	Joseph M Hulwi*	7-1-2005
	Gerard L. Kupperman, Ph.D.*	7-1-2005
	Raymond G. Rattner*	7-1-2003
	William H. Starke*	7-1-2004
	Michael K. Thelen, Au.D.*	7-1-2005
Historic Sites Foundation "a.k.a. Circus World Museum Foundation, Inc."	Donna Strong	12-31-2005 (term ending dates established by the foundation)
	Dean Jensen	12-31-2003
	Terry Shockley	12-31-2003
	Merlin Zitzner	12-31-2005
	Wayne McGown	12-31-2004
	John Lloyd	12-31-2004
	Fred Pfening III	12-31-2004
	Les Smout	12-31-2004
	John Burke	12-31-2004
	David Hoffman	12-31-2004
	John Seaman	12-31-2004
	William Fox	12-31-2005
	Jack McKeithan	12-31-2005
	Roy Reiman	12-31-2005
	John Goodall	12-31-2005
	James Kieffer	12-31-2003
	Renee Boldt	12-31-2003
	John C. Thompson	12-31-2005
	John Lincoln	12-31-2005

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Jonathan Lipp	12-31-2005
	Michael Brophy	12-31-2005
	Bob Thomsgard, Wisconsin Historical Society Interim Director	No term ending date.
	Mayor Dean Steinhorst, Mayor of Baraboo	No term ending date.
	Senator Fred Risser, Wisconsin Historical Society Board	No term ending date.
	John Russell, Board of Curators	No term ending date.
	Paul Endres, Sauk County Board of Supervisors	No term ending date.
Historical Society Board of Curators	Judge Thomas H. Barland	6-2003 (term ending dates established by the Board)
	Mr. Murray "Chip" Beckford	6-2003
	Ms. Patricia A. Boge	6-2003
	Dr. John M. Cooper, Jr.	6-2003
	Professor William J. Cronon	6-2003
	Dr. Genevieve G. McBride	6-2003
	Mr. Gerald D. Viste	6-2003
	Mr. Carlyle "Hank" Whipple	6-2003
	Judge Ness Flores	6-2004
	Mr. Mark L. Gajewski	6-2004
	Dr. Charles E. Haas	6-2004
	Dr. Fannie E. Hicklin	6-2004
	Ms. Judith Nagel	6-2004
	Ms. Janice M. Rice	6-2004
	Mr. John M. Russell	6-2004
	Ms. Anne M. West	6-2004
	Ms. Ruth Barker	6-2005
	Mr. Thomas Caestecker	6-2005
	Mr. Craig Culver	6-2005
	Ms. Laurie Davidson	6-2005
	Ms. Beverly A. Harrington	6-2005
	Dr. John Kerrigan	6-2005

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Dr. Ellen D. Langill	6-2005
	Dr. John Schroeder	6-2005
	Ms. Delores C. Ducklow	No term ending date.
	Mr. Roy C. LaBudde	No term ending date.
	Mr. David W. Olien	No term ending date.
	Mr. John Grek	No term ending date.
	Governor's designee, Mr. Peter Fox	No term ending date.
	Governor's appointee, Ms. Mary F. Buestrin*	No term ending date.
	Legislative member, Rep. Stephen J. Freese	No term ending date.
	Legislative member, Rep. Terese Berceau	No term ending date.
	Legislative member, Senator Fred A. Risser	No term ending date.
	Legislative member, Senator Dale Schultz	No term ending date.
Judicial Commission	Attorney Philip R. Brehm	8-1-2004
	Spyro G. Condos*	8-1-2001
	Attorney Hannah Dugan	7-31-2003
	Judge Charles P. Dykman	8-1-2004
	Judge Kathryn W. Foster	7-31-2003
	Roger Reinemann*	8-1-2003
	Ileen Sikowski*	8-1-2002
Kickapoo Reserve Management Board	Senn R. Brown*	5-1-2003
	Don Coleman	5-1-2003
	William J. Greendeer	5-1-2003
	Randy S. Heisel	5-1-2004
	Ronald M. Johnson	5-1-2005
	Dawn D. Makes Strong Move	5-1-2004
	James B. Moe	5-1-2003
	George E. Nettum	5-1-2003
	Jack Robinson	5-1-2004
	DNR liaison, Lenore Schroeder (nonvoting, not board member)	No term ending date.
	DOC liaison, William Winter (nonvoting, not board member)	No term ending date.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	DOT liaison, Joe Olson (nonvoting, not board member)	No term ending date.
	SHS liaison, Rick Dexter (nonvoting, not board member)	No term ending date.
	UW-Extension, Alan Anderson, Assoc. Prof.	No term ending date.
Labor and Industry Review Commission	James Rutkowski*	3-1-2003
Land and Water Conservation Board	Mark Cupp, gubernatorial appointee	5-1-2004
	Bill Elman*	5-1-2005
	Bob Uphoff*	5-1-2003
	Don Bina*	12-31-2004
	Pat Laughrin*	12-31-2004
	Tom Rudolph*	12-31-2004
	Secretary of DOA or delegee	No term ending date.
	Secretary of DNR or delegee	No term ending date.
	Secretary of DATCP or delegee	No term ending date.
Lower Wisconsin State Riverway Board	James I. Staff	5-1-2005
	James H. Amundson	5-1-2003
	Glen Beneker	5-1-2005
	Bob Zinck	5-1-2004
	Lloyd B. "Nick" Nice	5-1-2003
	Douglas "Bud" Miyamoto*	5-1-2004
	Dave Martin	5-1-2004
Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board	Peter Fabian*	7-1-2003
	Lynn Gauger*	7-1-2002
	Anne Marie Rathburn*	7-1-2001
	Linda Schwallie*	7-1-2004
	LaMarr Franklin*	7-1-2003
	Colleen James*	7-1-2001
	Susan Kell*	7-1-2002

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Susan Putra*	7-1-2003
	Crystal A. Berg*	7-1-2004
	Jennifer E. Borup*	7-1-2004
	George J. Kamps*	7-1-2005
	Douglas Knight*	7-1-2002
Medical College of Wisconsin, Inc. Board of Trustees	John F. Bergstrom	College appointee not subject to confirmation.
	Katherine M. Hudson	College appointee not subject to confirmation.
	James H. Keyes	College appointee not subject to confirmation.
	John W. Daniels, Jr.	College appointee not subject to confirmation.
	P. Michael Mahoney	College appointee not subject to confirmation.
	Richard A. Abdoo	College appointee not subject to confirmation.
	Natalie A. Black*	6-30-2003
	T. Michael Bolger, JD	College appointee not subject to confirmation.
	Mark E. Brickman	College appointee not subject to confirmation.
	William B. Campbell, Ph.D.	College appointee not subject to confirmation.
	Michael J. Dunn, MD	College appointee not subject to confirmation.
	Timothy T. Flaherty, MD*	6-30-03

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Robert H. Friebert	College appointee not subject to confirmation.
	Geneva B. Johnson	College appointee not subject to confirmation.
	G. Frederick Kasten, Jr.	College appointee not subject to confirmation.
	Robert M. Kliegman, MD	College appointee not subject to confirmation.
	William J. Listwan, MD	College appointee not subject to confirmation.
	Sheldon B. Lubar*	6-30-2005
	Jon P. McGlocklin*	6-30-2004
	Linda T. Mellowes*	6-30-2003
	Melodie Wilson Oldenburg	College appointee not subject to confirmation.
	Agustin (Gus) A. Ramirez	College appointee not subject to confirmation.
	Donald J. Schuenke	College appointee not subject to confirmation.
	Thomas L. Smallwood	College appointee not subject to confirmation.
	Steven J. Smith	College appointee not subject to confirmation.
	Mary Ellen Stanek	College appointee not subject to confirmation.
	James B. Wigdale	College appointee not subject to confirmation.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Jay B. Williams	College appointee not subject to confirmation.
Medical Examining Board	Lief W. Erickson, Jr.*	7-1-2005
	Ronald E. Grossman, MD*	7-1-2004
	Virginia S. Heinemann*	7-1-2004
	Sidney Johnson*	7-1-2004
	Karen A. Kalishek*	7-1-2004
	Sandra K. Mahkorn, MD*	7-1-2001
	Clark O. Olsen, MD*	7-1-2003
	Bhupinder S. Saini, MD*	7-1-2004
	Darold A. Treffert, MD*	7-1-2003
Natural Resources Board	Trygve A. Solberg*	5-1-2005
	James E. Tiefenthaler, Jr.*	5-1-2003
	Gerald M. O'Brien*	5-1-2005
	Stephen D. Willett*	5-1-2003
Nursing Home Administrator Examining Board	Patricia Benesh, DHFS representative, nonvoting	No term ending date.
	David M. Egan*	7-1-2003
	Robert A. Kessler, DO*	7-1-2005
	Robert F. Mulder, Jr.*	7-1-2002
	Roxann Sobek*	7-1-2003
Occupational Therapists Affiliated Credentialing Board	Judith Ficks*	7-1-2005
	Cindy Erb*	7-1-2005
	Kim Senglaub*	7-1-2003
Optometry Examining Board	Raymond W. Heiser*	7-1-2004
	Heather M. Hinson, O.D.*	7-3-2003
	Chris Hubbell, O.D.*	7-1-2004
	Lynne M. LeCount*	7-1-2002
Personnel Commission	(3 rd position has a vacancy--no name)*	
Pharmacy Examining Board	Michael Bettiga*	7-1-2003
	John Bohlman*	7-1-2005
	Georgina Forbes*	7-1-2004

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Dan Luce*	7-1-2004
	Charlotte Rasmussen*	7-1-2002
	Susan Sutter*	7-1-2005
Podiatrists Affiliated Credentialing Board	Ian Furness*	7-1-2005
	Lisa Garcia-Reinicke*	7-1-2003
	P. Michael Jacobs*	7-1-2004
Prison Industries Board	Only nine members total on the board, and all were on chart of those awaiting Senate confirmation (one had resigned)	
Private Employer Health Care Coverage Board	DeWayne Bierman*	5-1-2003
	Kenneth Conger*	5-1-2003
	Gina Erickson*	5-1-2004
	James Janes*	5-1-2004
	James Krogstad*	5-1-2002
	Gary Meier*	5-1-2003
	Christopher Queram*	5-1-2004
	Tim Size*	5-1-2003
	Ex-Officio, DHFS designee, nonvoting, Helene Nelson	No term ending date.
	Ex-Officio, ETF designee, nonvoting, Eric Stanchfield	No term ending date.
Psychology Examining Board	Don L. Crowder, Ph.D.*	7-1-2005
	Mariellen Fischer, Ph.D.*	7-1-2003
	Ann Neviasser*	7-1-2004
	Barbara Van Horne, Ph.D.*	7-1-2002
Public Defender Board	Dan Berkos*	5-1-2002
	John Hogan*	5-1-2002
	Harry Hertel*	5-1-2003
	Marc McCrory*	5-1-2001
	Stella Young*	5-1-2001
	Robertta Harris*	5-1-2003
	Jerry Baumbach*	5-1-2002
Real Estate Appraisers Board	Patrick W. Buckett*	5-1-2002

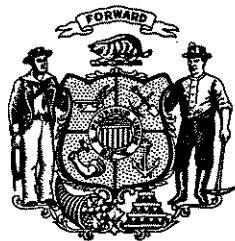
Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Roger Roslansky*	5-1-2004
Real Estate Board	Nancy Gerrard*	7-1-2003
	Richard Hinsman*	7-1-2003
Rural Health Development Council	Ex-Officio, Dept. of Commerce representative	No term ending date.
	Linda Adrian, R.N.*	7-1-2004
	Doris L. Bakker, R.N. *	7-1-2003
	Ex-Officio, DHFS representative, John Chapin	No term ending date.
	Alan K. David, MD*	7-1-2006
	Daniel N. Manders*	7-1-2000
	Craig W.C. Schmidt*	7-1-2006
	Tim Size*	7-1-2003
	Kenneth M. Viste, Jr., MD*	7-1-2005
	Scot Wall*	7-1-2005
	Ray Willoughby*	7-1-2004
Savings and Loan Review Board	Robert W. Holmes*	5-1-2005
	Douglas Timmerman*	5-1-2005
	Barbara Wanzo*	5-1-2003
Savings Bank Review Board	Charles R. Pittelkow*	5-1-2003
	Roger Martin*	5-1-2003
Snowmobile Recreational Council	Marc Larsen*	7-1-2004
	Bryon Schroeder*	7-1-2002
	Bev Dittmar*	7-1-2004
	Earl Orner*	7-1-2002
	William Schumann*	7-1-2004
	James Langdon*	7-1-2004
	Dr. Thomas Gabert*	7-1-2004
	Mike Cerny*	7-1-2004
	Richard Steimel*	7-1-2003
	Donna White*	7-1-2003
	Joe Kapusta*	7-1-2003
	Bill Pfaff*	7-1-2002

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	David Marg*	7-1-2003
Southeast Wisconsin Professional Baseball Park District Board	Robert N. Trunzo*	7-1-2003
	State Rep. Michael A. Lehman*	7-1-2003
	Mikel K. Holt*	7-1-2003
	Gretchen Schuldt, appointed by City of Milwaukee	No term ending date.
	Daniel F. McKeithan, Jr., appointed by Milwaukee County	No term ending date.
	Karen L. Makoutz, appointed by Ozaukee County	No term ending date.
	Douglas B. Stansil, appointed by Racine County	No term ending date.
	Frederick E. Gierach, appointed by Washington County	No term ending date.
	Elaine M. Kraut, appointed by Waukesha County	No term ending date.
State of Wisconsin Investment Board	John Petersen III*	5-1-2003
	Eric O. Stanchfield*	5-1-2006
	Ex-Officio, Secretary, DOA	No term ending date.
	Wayne McCaffery*	5-1-2007
	James R. Nelsen*	5-1-2003
	William R. Sauey*	5-1-2003
	James A. Senty*	5-1-2007
Tax Appeals Commission	Don M. Millis*	3-1-2005
	Thomas M. Boykoff*	3-1-2007
University of Wisconsin Hospital and Clinics Authority	Ex-Officio, Regent (one of three) appointed by President of the Board of Regents, Frederic Mohs	No term ending date.
	Ex-Officio, Regent (one of three) appointed by President of the Board of Regents, Guy Gottschalk	No term ending date.
	Ex-Officio, Regent (one of three) appointed by President of the Board of Regents, Patrick Boyle	No term ending date.

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
	Ex-Officio, Co-Chair of the Joint Committee on Finance or designee (one of two)	No term ending date.
	Ex-Officio, Co-Chair of the Joint Committee on Finance or designee (one of two)	No term ending date.
	Ex-Officio, Secretary of DOA	No term ending date.
	Ex-Officio, Chancellor of the UW-Madison, John Wiley	No term ending date.
	Ex-Officio, Dean of the UW School of Medicine, Philip M. Farrell, MD	No term ending date.
	Ex-Officio, Chair of a clinical department of the UW School of Medicine, Layton Ridders, MD	No term ending date.
	Ex-Officio, UW health sciences faculty member from a school other than the School of Medicine, Thelma Wells, RN	No term ending date.
	Non-voting Labor representative designated by the Governor	No term ending date.
	Non-voting Labor representative designated by the Governor	No term ending date.
University of Wisconsin Hospital and Clinics Board	Philip Dahlberg, MD (confirmed for Board, but not for the Authority)*	7-1-2003
	All other members same as the University of Wisconsin Hospital and Clinics Authority (see above)	No term ending date.
Veterinary Examining Board	William L. Bartlett*	7-1-2003
	Sarah Kamke*	7-1-2002
	Diane Scott*	7-1-2001
Waste Facility Siting Board	Michael A. Marsden*	5-1-2003
	Ex-Officio, Secretary of DOT or designee	No term ending date.
	Ex-Officio, Secretary of DATCP or designee	No term ending date.
	Ex-Officio, Secretary of Commerce or designee	No term ending date.
Wisconsin Employment Relations Commission	Paul Hahn*	3-1-2003
	Henry Hempe*	3-1-1999

Entity	Members Confirmed (*) or Not Subject to Confirmation	Term Ending Date
Wisconsin Health and Educational Facilities Authority	Tim Size*	6-30-2004
	Edward Aprahamian*	6-30-2005
	Paul Luber*	6-30-2006
	Dean Roe*	6-30-2003
	Paul Senty*	6-30-2007
Wisconsin Housing and Economic Development Authority	Edwin J. Zagzebski*	1-1-2002
	David Kruger*	1-1-2003
	L. Duane Weed*	1-1-2002
	Dan Lee*	1-1-2003
	Sen. Scott Fitzgerald, legislative appointee	No term ending date.
	Sen. Gwendolynne Moore, legislative appointee	No term ending date.
	Rep. Tom Sykora, legislative appointee	No term ending date.
	Rep. Johnnie Morris, legislative appointee	No term ending date.
	Ex-Officio, Secretary, DOA or designee	No term ending date.
	Ex-Officio, Secretary, Dept. of Commerce or designee	No term ending date.
Wisconsin Technical College System Board	Jonathan B. Barry*	5-1-2003
	A.J. (Nino) Amato*	5-1-2005
	Nancy Mommsen*	5-1-2003
	Barbara Manthei*	5-1-2003
	Marc Marotta*	5-1-2005
	Phil L. Neuenfeldt*	5-1-2007
	Ex-Officio, State Superintendent of Public Instruction, Elizabeth Burmaster	No term ending date.
	Ex-Officio, President, UW Board of Regents, Guy Gottschalk	No term ending date.
	Ex-Officio, Secretary, Dept. of Workforce Development, Jennifer Alexander	No term ending date.

END



END

BARRETT

For Mayor



For Immediate Release
January 16, 2003

Contact: Eric Von
(414) 226-0160

Barrett Releases Plan to Clean Up MMSD

Guidelines Would Make Sewerage District More Efficient, Accountable

Milwaukee – Milwaukee mayoral candidate Tom Barrett today released his plan to address chronic problems that have plagued the Milwaukee Metropolitan Sewerage District. The plan would provide for greater oversight and more accountability from MMSD.

“If we are to move forward as a community and region, we must commit to a course of action that will deliver clean and healthy water and restore the public confidence in the sewerage district,” said Barrett. “I am committed to making MMSD work for all of us. I guarantee that our suburban and regional partners will be informed and included as we move forward. The economic region and community partners deserve nothing less.”

The plan includes the following provisions:

- Clean Water: MMSD would meet the following goals
 - Zero overflows in the separated sewer areas
 - Implementation of a plan to reach zero combined sewage overflows
 - No raw sewage dumping
- Review and assess MMSD/United Water contract
 - Modify contract to include penalty and incentive provisions
 - Coordinate MMSD capital plan and United Waters maintenance schedule
- Contract Accountability
 - Put new contract review process in place
- Professional Review
 - Have outside experts analyze MMSD’s current structure, direction and objectives and ensure they can meet goals and achieve significant water quality improvements
- Eliminate commissioner fringe benefit plan

“The public should not be responsible for providing fringe benefits to a group of commissioners that meet a few times a year,” added Barrett. “There are better ways we can spend that money.”

Original URL: <http://www.jsonline.com/news/metro/jan04/200556.asp>

Barrett calls for overhaul of area sewerage district

If elected mayor, he says he would seek to stop MMSD dumping

By STEVE SCHULTZE
sschultze@journalsentinel.com

Posted: Jan. 16, 2004


Milwaukee mayoral candidate Tom Barrett on Friday called for reforms to the sewerage district aimed at eliminating raw sewage dumping, including reconsideration of having a private firm operate the deep tunnel system and treatment plants.


"The Milwaukee Metropolitan Sewerage District must clean up its act," Barrett said, citing ongoing concerns about dumping and what he called public loss of confidence in the agency. "I want us to do a better job."

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Barrett discussed the plan in an interview and a news conference at his downtown campaign office.

Barrett's overhaul plan includes an independent review of MMSD's 10-year contract with United Water Services, which expires in 2008, and an examination of the overall direction of the agency.

A low-key agency with taxing power and a \$325 million annual budget, the district is nominally headed by an 11-member commission. Milwaukee's mayor appoints seven of those members, and former Mayor John O. Norquist held strong sway over MMSD.

Barrett also said he wants to eliminate a lucrative health, dental and life insurance perk for MMSD commissioners, which is worth about \$17,400 a year for each. They each also are paid stipends of nearly \$11,000.

That total is nearly identical to the average household income in Milwaukee and clearly excessive, Barrett said.

And Barrett called for closer scrutiny by commissioners of all contracts, something he said was necessary in light of a December Journal Sentinel article outlining how one MMSD consultant was paid nearly \$250,000 since 1997 for vaguely defined duties.

The consultant, Jeff Gillis, was a former campaign and staff aide to Norquist. Barrett said such MMSD contracts should no longer be used as "soft political landing pads."

Because Gillis' annual contract was less than \$100,000, it did not require advance commissioner review, and at least two current commissioners have said they weren't aware of his deal.

Gillis' contract was allowed to expire this month, because "we had obtained the benefit of the services that he had to offer us," said MMSD Commission Chairman Dennis Grzezinski.

Gillis couldn't be reached Friday.

Barrett's push to reform MMSD appeared aimed at staving off another reform he does not favor- a fundamental change in the way the district is governed. Some suburban state lawmakers have advocated making the commissioners elected, not appointed.

Barrett said the Milwaukee mayor should retain authority to name seven of the 11 commissioners because a large majority of metro-area residents live or work in Milwaukee. Barrett said, however, that he would replace any current commissioner who does not agree with his MMSD overhaul goals.

Acting Mayor Marvin Pratt, who also is running for mayor, declined to comment on Barrett's MMSD plan. Another leading candidate, Sheriff David Clarke, did not respond to an interview request.

Candidate Vince Bobot has said, if elected, he would replace all MMSD commissioners for voting for a \$750,000 increase in this year's operations budget. Bobot also has criticized MMSD for sometimes dumping partially treated sewage.

Barrett said he would like to curtail the practice of "blending" partly treated sewage flows with fully treated flows, something MMSD officials defend as legal and reasonable during heavy rains.

Separating Milwaukee's combined storm and sanitary sewers would help solve MMSD's raw sewage dumping problems, but it would likely be too expensive, Barrett said.

Barrett's detailed sewer plan is one of relatively few firm campaign positions outlined so far by the large field of mayoral candidates. Barrett in November called for giving the mayor power to appoint top Milwaukee Public Schools officials, but he dropped it a month later following harsh criticism.

Clarke last week released an anti-crime plan that emphasized closing drug houses and getting illegal guns off the street.

Marie Rohde of the Journal Sentinel staff contributed to this report.

From the Jan. 17, 2004 editions of the Milwaukee Journal Sentinel



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Original URL: <http://www.jsonline.com/news/metro/dec03/191259.asp>

Barrett wants MMSD to halt contracts

From the Journal Sentinel

Last Updated: Dec. 8, 2003

Mayoral candidate Tom Barrett on Monday called for an immediate halt to all consultant contracts issued by the Milwaukee Metropolitan Sewerage District and a comprehensive public airing of all such contracts issued over the last decade.

Barrett said he was concerned about contracts issued administratively without the knowledge of commissioners who oversee the \$324 million-a-year agency.

His request was prompted by a Journal Sentinel story, published Monday, noting that two commissioners were unfamiliar with sewerage district consultant Jeff Gillis, who has been paid some \$248,000 since late 1997.

District spokesman Bill Graffin said the sewerage district would provide whatever information Barrett wants on its contractors, but said halting all new contracts could hurt the district's court-ordered, \$900 million sewer upgrade plan.

From the Dec. 9, 2003 editions of the Milwaukee Journal Sentinel



February 16, 2001

Representative Antonio Riley
P.O. Box 8953
Madison, WI 53708-8953

Dear Representative Riley:

You have asked for our comments on draft legislation (LRB 2296/1) authorizing the Milwaukee Metropolitan Sewerage District (MMSD) to use a design-build delivery system for construction projects over \$1 million.

These comments are prefaced by the concerns that our organizations have due to the fact that we have little or no experience with the use of design-build on local government construction projects in Wisconsin.

The process that the bill would authorize closely resembles a request-for-proposals (RFP) process where price is not only one factor, but will be the major factor considered in the award of a contract. We are opposed to design-build competitions based solely on price, and have concerns that the political nature of public contracting will require price to be the controlling criteria in the selection of a design-builder, with whom negotiations will begin.

The proposal represents a radical departure from the norm in public contracting for construction work, i.e. the solicitation of competitive bids with the contract let to the lowest responsible bidder. The legislation proposes a change that is fraught with uncertainty:

- Uncertainty about vesting very significant discretion in the officials making contract awards.
- Uncertainty about how the process will be administered by the unit of government and the volume of work that will be let this way.
- Uncertainty as to the level of acceptance of design-build contracting by labor unions, subcontractors, and others who are an integral part of the process.
- Uncertainty regarding the commitment of resources by each design-build team to a proposal and the compensation for same.
- Uncertainty about the impact upon small and minority businesses and their inclusion in the process.
- Uncertainty about changes to the traditional risk sharing in a project and the related impacts on insurance, bonding, and legal liability.
- Uncertainty as to the use of subjective factors in the selection process and terms such as "past performance" which could be construed, for example, against a firm involved in litigation or claims through no fault of its own.

THE ASSOCIATED GENERAL CONTRACTORS
OF GREATER MILWAUKEE, INC.

POST OFFICE BOX 26569, SUITE 200, 2600 NORTH MAYFAIR ROAD
MILWAUKEE, WI 53226 (414) 778-4100 FAX (414) 778-4119
EMAIL: agc-gm.org



- Uncertainty about what protections exist in the public sector for proprietary information that might be part of a proposal.
- Uncertainty about redress or remedies in a contested contract award situation.
- Uncertainty about how the language of the legislation will be interpreted (both by the parties to the process and, ultimately, by the courts) and the attendant potential for creating litigation.
- Uncertainty as to the long-term impact on competition and the desire of businesses to pursue public design-build competitions.
- Uncertainty as to public perception and the potential controversy inherent in a subjective selection process.

Recognizing that many of these concerns may be difficult if not impossible to address in bill language, we suggest the following:

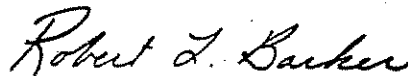
1. An analysis of existing project delivery options to determine what variations are currently available to MMSD.
2. A third-party evaluation of the two pilot design-build projects approved in the 1999-2001 biennial budget bill, one each for the City and County of Milwaukee. (To date we have only the anecdotal experience of a Milwaukee water filtration plant project that was undertaken several years ago on an emergency design-build basis. More empirical evidence is needed here, based on actual project experience with design-build, in order to respond to some of the questions raised above.)

We appreciate the opportunity to comment on your proposal and trust that you will view our suggestions in a positive light. It's our belief that we need this kind of information to have a meaningful discussion and to raise the comfort level of all concerned. Design-build is a proven project delivery system in the private sector. By addressing the special considerations that apply to public sector work, it could become a viable option there as well.

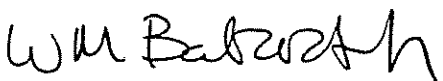
Very truly yours,



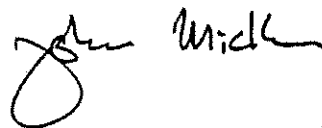
Mike Fabishak-Executive Vice President
AGC of Greater Milwaukee



Robert Barker-Executive Vice President
AGC of Wisconsin



William Babcock-Executive Director
AIA Wisconsin



John Mielke-Director of Gov't Relations
Associated Builders and Contractors of WI