

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

WEDNESDAY, March 2, 2005

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

CHIEF CLERK’S ENTRIES

The Chief Clerk makes the following entries dated Monday, February 28, 2005.

Read first time and referred:

Senate Bill 86

Relating to: adopting changes to the Internal Revenue Code for state income and franchise tax purposes.

By Senators Brown, Kapanke, Stepp, Lassa, Kanavas, Leibham, Zien, Grothman, Wirch, Roessler and Carpenter; cosponsored by Representatives Musser, Mursau, Jensen, Albers, Ballweg, Bies, Boyle, Davis, Freese, Gard, Gronemus, Gunderson, Gundrum, Hebl, Hines, Hubler, Hundertmark, Wood, Kestell, Krawczyk, Kreibich, Lothian, McCormick, Moulton, Nass, Nischke, Ott, Owens, Petrowski, Pettis, Strachota, Suder, Townsend, Van Roy, Vos and Vrakas.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

Senate Bill 87

Relating to: requiring court–appointed special advocate programs to comply with standards established by a nonprofit, tax–exempt corporation that provides services on a statewide basis to those programs.

By Senators Wirch, Miller, Coggs, Erpenbach, Plale, Roessler and Darling; cosponsored by Representatives Jeskewitz, Kreuser, Berceau, Parisi, Hahn, Hines, Townsend and Albers.

To committee on **Health, Children, Families, Aging and Long Term Care**.

Senate Bill 88

Relating to: a prohibition against using state funds or resources or federal funds to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery to alter the appearance of a prisoner or forensic patient so that the prisoner or forensic patient appears more like the opposite gender.

By Senators Kanavas, S. Fitzgerald, Zien, Stepp, Grothman, Darling, Leibham, A. Lasee, Olsen, Cowles, Reynolds, Brown, Lazich and Roessler; cosponsored by Representatives Suder, Gundrum, Montgomery, Kleefisch, Van Roy, Gunderson, Lothian, Pettis, Nischke, Kestell, Nass, Hines, Gronemus, Kerkman, Bies, Vos, Petrowski, Honadel, Wood, Strachota, Jeskewitz, F. Lasee, Vrakas, Albers, Ballweg, Hahn, Kreibich, Moulton, Ott, Kaufert, Mursau and Musser.

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

Senate Bill 89

Relating to: a municipality’s and county’s ability to eliminate certain nonconforming buildings or premises.

By Senators Leibham, Reynolds and Breske; cosponsored by Representatives Gunderson, Pettis, McCormick, Albers, Vos, Ainsworth, Gronemus, Hahn, Kerkman, Kestell, Krawczyk, LeMahieu, Musser, Nischke, Suder, Towns, Townsend, Van Roy and Wood.

To committee on **Housing and Financial Institutions**.

Senate Bill 90

Relating to: prosecution decisions based on certain payments to organizations or agencies.

By Senators Hansen, Taylor and Lassa; cosponsored by Representatives Lehman, Berceau, Cullen, Grigsby, Gronemus, Hines, Staskunas and Townsend.

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

Senate Bill 91

Relating to: changing the definition of industrial development project under the Industrial Development Law.

By Senators Hansen and Lassa; cosponsored by Representatives Mursau, Ainsworth, Albers, Ballweg, Berceau, Friske, Gunderson, Hahn, Hines, Hundertmark, Jeskewitz, Kerkman, LeMahieu, Ott, Petrowski, Pridemore and Staskunas.

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

Senate Bill 92

Relating to: increasing eligibility for the homestead tax credit.

By Senators Hansen, Erpenbach, Wirch, Taylor and Carpenter; cosponsored by Representatives Sheridan, Boyle, Berceau, Gronemus, Grigsby, Sinicki, Hines, Zepnick and Mursau.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

State of Wisconsin

February 25, 2005

The Honorable, The Senate:

I would like to be added as a co–author to Senate Bills 83, 52, 7, 17, 56, and 68; and a co–sponsor to Assembly Bill 4.

Sincerely,

RON BROWN
State Senator

State of Wisconsin

February 25, 2005

The Honorable, The Senate:

I would like to be added as a co–author to Senate Bill 73.

Sincerely,
TIM CARPENTER
State Senator

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 63

Assembly Bill 63

Relating to: requiring certain identification in order to vote at a polling place or obtain an absentee ballot, verification of the addresses of electors, and the fee for an identification card issued by the Department of Transportation.

By Representatives Stone, Ainsworth, Albers, Ballweg, Davis, J. Fitzgerald, Freese, Gielow, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Lothian, Meyer, McCormick, Montgomery, Moulton, Musser, Nass, Nerison, Nischke, Ott, Pettis, Pridemore, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wood and Ziegelbauer; cosponsored by Senators Leibham, Brown, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kedzie, Lazich, Olsen, Reynolds, Roessler, Schultz and Stepp.

Read first time and referred to committee on **Labor and Election Process Reform**.

Senate substitute amendment 1 to **Senate Bill 39** offered by Senator Leibham.

Senate amendment 1 to **Senate Bill 79** offered by Senator Cowles.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

Senate Bill 93

Relating to: providing rules for allocations between principal and income for trusts and estates and authorizing the conversion of a trust to a unitrust.

By Senator Stepp; cosponsored by Representative Hundertmark.

To committee on **Housing and Financial Institutions**.

Senate Bill 94

Relating to: the filing fee for a review of property tax assessments by the Department of Revenue.

By Senators Reynolds, Darling, Grothman, Kedzie, Lassa, Olsen, Roessler and Stepp; cosponsored by Representatives Nass, Bies, Cullen, Freese, Gronemus, Gunderson, Hahn, Hines, Krawczyk, Musser, Petrowski, Pridemore and Vos.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

Senate Bill 95

Relating to: continuing education for dental hygienists.

By Senators Roessler, Kapanke, S. Fitzgerald, Harsdorf, Olsen and Kanavas; cosponsored by Representatives Gielow, Freese, Albers, Ainsworth, Hundertmark, Kreibich, Jeskewitz,

Lehman, Ott, Hines, Loeffelholz, Petrowski, Rhoades and Townsend.

To committee on **Health, Children, Families, Aging and Long Term Care**.

Senate Bill 96

Relating to: independent charter schools established by University of Wisconsin institutions.

By Senators Darling, Roessler, Stepp, Grothman, Kanavas and Lazich; cosponsored by Representatives Vukmir, Nass, Ziegelbauer, Towns, Jensen, Van Roy, F. Lasee, Vos, Townsend, McCormick, Gunderson, Wood, Stone and Kreibich.

To committee on **Higher Education and Tourism**.

Senate Bill 97

Relating to: the requirement that an unemancipated minor obtain parental or other consent or a judicial waiver of that consent requirement before she may have an abortion.

By Senators Leibham, Kedzie, A. Lasee, Reynolds and Grothman; cosponsored by Representatives Vukmir, Kestell, Gundrum, Suder, Ziegelbauer, Kerkman, J. Fitzgerald, Nischke, Nass, LeMahieu, Hahn, Hines, Ainsworth, Albers, Kreibich, Owens, Krawczyk, Kleefisch, Freese, Ballweg, Ott, Petrowski, Gunderson, Townsend, Van Roy, Hundertmark, McCormick, Vrakas and Pridemore.

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

Senate Bill 98

Relating to: state procurement of contractual services.

By Senators Robson, Hansen, Carpenter, Erpenbach, Lassa, Miller, Taylor and Wirch; cosponsored by Representatives Pocan, Black, Boyle, Cullen, Freese, Grigsby, Gronemus, Lehman, Molepske, Pope–Roberts, Richards, Sheridan, Shilling, Sinicki, Turner, Van Akkeren and Zepnick.

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

Senate Bill 99

Relating to: the time period for service of a responsive pleading.

By Senator Kanavas; cosponsored by Representatives Gielow, J. Fitzgerald, Hines, Vos and Pridemore.

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

Senate Bill 100

Relating to: the procedure for registration of electors by special registration deputies.

By Senators Kanavas, Darling, Olsen, Roessler, A. Lasee, Reynolds, Leibham, Stepp and Grothman; cosponsored by Representatives Jensen, LeMahieu, Nischke, Hahn, Suder, Kerkman, Hines, Vos, Bies, Van Roy, Nass, Petrowski, Jeskewitz, Albers, Ballweg, Stone, Gunderson, Kreibich, Townsend and Gielow.

To committee on **Labor and Election Process Reform**.

REPORT OF COMMITTEES

The committee on **Campaign Finance Reform and Ethics** reports and recommends:

Senate Bill 46

Relating to: campaign financing, designations for the Wisconsin election campaign fund by individuals filing state income tax returns, creating a nonrefundable individual income tax credit for contributions to the Public Integrity Endowment, candidate time on public broadcasting television stations and public access channels, statewide voter registration, staffing of the Elections Board, providing exemptions from emergency

rule procedures, granting rule-making authority, and providing penalties.

Passage.

Ayes, 5 – Senators Ellis, A. Lasee, Kedzie, Risser and Miller.

Noes, 0 – None.

Michael Ellis
Chairperson

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

BUSH, JEANNIE, of La Crosse, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

MIRKIN, LESLIE, of Madison, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2005.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

PIKE, MARY, of Middleton, as a member of the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

PUMPHREY, EVELYN, of Milwaukee, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

WALSH, MARY JO, of Mukwonago, as a member of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Senate Bill 73

Relating to: creating the option to make an anatomical gift as part of a living will and eliminating the designation of a specific physician to perform transplantation.

Passage.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

CAROL ROESSLER
Chairperson

The committee on **Job Creation, Economic Development and Consumer Affairs** reports and recommends:

ARMSTRONG, PERRY, of Waunakee, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2006.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

BECHTHOLD, NED, of Elm Grove, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

BORCA, GREGORY, of Mequon, as a member of the Wisconsin Professional Baseball Park District Board for a term ending July 1, 2005.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

HART, MICHAEL, of Mequon, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

NEUBAUER, LISA, of Racine, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2005.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

SCOTT, KAREN, of Madison, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2006.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

SPANO, DAVID, of Elm Grove, to serve as a member of the Wisconsin Baseball Park District Board, for the term ending July 1, 2005.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

WEIRICH, LISABETH, of Middleton, as a member of the Real Estate Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

WOMACK, ROLAN, of Brown Deer, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 5 – Senators Kanavas, Zien, Reynolds, Lassa and Decker.

Noes, 0 – None.

TED KANAVAS
Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Joint Legislative Council**

February 28, 2005

The Honorable, The Senate:

Enclosed is a copy of the 2004 Annual Report Legislative Council Rules Clearinghouse, submitted to the Legislature pursuant to s. 227.15 (5), stats.

Sincerely,

TERRY C. ANDERSON
Director

**State of Wisconsin
Legislative Audit Bureau**

February 25, 2005

The Honorable, The Legislature:

We have completed a limited-scope review of state employee cellular phone contracts and usage. The Department of Administration (DOA) negotiates contracts for cellular phone service for all state agencies, including the University of Wisconsin System. The State has approximately 10,000 cellular phones, and fiscal year 2003-04 expenditures totaled almost \$2.9 million.

DOA currently contracts with four vendors, although U.S. Cellular Corporation provides nearly 90 percent of the cellular phones for state employees. Its basic monthly plan is \$4.75 per line, plus \$.09 per minute used within Wisconsin. Agencies may change plans if an alternative plan is determined to be less costly.

We reviewed all executive branch cellular phone charges for September 2004. We found that two-thirds of cellular phone charges in the month were for less than \$20. However, 386 cellular phone bills were \$100 or more, including 5 for more than \$500. We also found agency cellular phone policies to be limited and inconsistent. We include a recommendation for agencies to review high-cost bills on a monthly basis and seek less-expensive options when appropriate.

During the course of our fieldwork, DOA issued the first statewide cellular phone policy. It applies to all agencies, and contains provisions related to assignment, personal use, reimbursement, and monitoring. DOA has also purchased and is in the process of implementing a software product that will allow it and other agencies to better monitor employees' cellular phone usage. We include a recommendation for DOA to report to the Joint Legislative Audit Committee in March 2006 on the status of these monitoring efforts.

We appreciate the courtesy and cooperation extended to us by DOA and the other agencies we visited.

Sincerely,

JANICE MUELLER
State Auditor

**State of Wisconsin
Department of Administration**

February 28, 2005

The Honorable, The Legislature:

This report is transmitted as required by sec. 20.002(11)(f) of the Wisconsin Statutes, (for distribution to the appropriate standing committees under sec. 13.172(3) Stats.), and confirms

that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment responsibilities and cover resulting negative balances during the month of January 2005.

On January 1, 2005, the **Medical Assistance Trust Fund** cash balance closed at a negative \$184.0 million. The fund's negative cash balance continued through January 31, 2005, when the fund's cash balance closed at a negative \$191.0 million. The **Medical Assistance Trust Fund** cash balance reached its intramonth low of a negative \$193.7 million on January 11, 2005. The deficit is due to federal revenues falling short of estimates included in **2003 Wisconsin Act 33**.

On January 1, 2005, the **Tuition Trust Fund** cash balance closed at a negative \$11.0 thousand. The fund's negative cash balance continued until January 14, 2005, when the fund's cash balance closed at a positive \$110.0 thousand. The **Tuition Trust Fund** cash balance reached its intramonth low of a negative \$211.0 thousand on January 13, 2005. The negative balance was due to the difference in the timing of revenues and expenditures.

The Medical Assistance Trust Fund, and the Tuition Trust Fund shortfalls were not in excess of the statutory interfund borrowing limitations and did not exceed the balances of the funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority, and as a result, the funds requiring the use of the authority will effectively bear the interest cost.

Sincerely,

MARC J. MAROTTA
Secretary

Referred to joint committee on **Finance**.

**State of Wisconsin
Ethics Board**

March 1, 2005

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2005 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Abelson, Richard	AFSCME Council 48
Alberts, John	Lac du Flambeau Band of Lake Superior Chippewa Indians
Bowen, Sarah	Wisconsin Psychological Association
Broydrick, William	Lake Express
Carey, Ray	Association of Wisconsin Regional Planning Commissions
Driessen, Anthony	eBay, Inc.
Elias, Nathan	K12 Inc
Fonfara, Thomas	eBay, Inc.
Gerrard, M William	Allied Health of Wisconsin SC
Gerrard, M William	BNSF Railway
Gratz, Samuel	BNSF Railway

Gundermann, Robert Wisconsin Alzheimers Association Chapter Network
 Gunderson, Dan Wisconsin Outdoors Alliance
 Handrick, Joey Wisconsin Occupational Therapy Association
 Hubbard, Gregory Lake Express
 Huenemann, Mark Case New Holland Inc
 Kies, Kenyon Wisconsin Utility Investors Inc
 Laabs, John Wisconsin Broadcasters Association
 McCoshen, William J American Family Insurance Group
 McIntosh, Forbes Extencicare Health Services Inc
 O'Connor, William P Wisconsin Society of Land Surveyors
 Petersen, Eric J American Family Insurance Group
 Petersen, Eric J Center for Diagnostic Imaging Association of Wisconsin
 Walby, Kathleen Regional Planning Commissions
 Yde, Carl Wisconsin Outdoors Alliance

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

R. ROTH JUDD
 Executive Director

Urban Open Space Foundation

February 26, 2005

The Honorable, The Senate:

We have had a very successful year here at the Urban Open Space Foundation, and I would again like to share with you our accomplishments.

Included herein you will find some materials that make a helpful reference if the need would arise for you to be an expert on the urban land conservation land grant, Sec. 23.0957. Enclosed please find:

- The 2004 Fiscal Year Report UOSF submitted to DNR Secretary; Legislative Fiscal Bureau; the Assembly Chief Clerk; the President of the Senate; and the Speaker of the Assembly
- January through December 2004 Profit and Loss Statement
- A Balance Sheet as of December 31, 2004
- An independent auditors report from fiscal years 2002 and 2003
- A current Officers and Directors list, and their affiliations

It is my hope that you will find a home for these materials in your files, and that they would be available to you should a future need arise.

Thank you for your kind attention to our efforts.

Sincerely,

HEATHER MANN
 Executive Director

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
 Office of the Governor**

February 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ALTEPETER, CARLA, of Oshkosh, as a member of the Credit Union Review Board, to serve for the term ending May 1, 2010.

Sincerely,
 JIM DOYLE
 Governor

Read and referred to committee on **Housing and Financial Institutions.**

**State of Wisconsin
 Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BABLITCH, STEPHEN, of Whitefish Bay, as a member of the State of Wisconsin Investment Board, to serve for the term ending May 1, 2011.

Sincerely,
 JIM DOYLE
 Governor

Read and referred to committee on **Housing and Financial Institutions.**

**State of Wisconsin
 Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BASTING, THOMAS, of Madison, as a member of the Educational Communications Board, to serve for the term ending May 1, 2009.

Sincerely,
 JIM DOYLE
 Governor

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

**State of Wisconsin
 Office of the Governor**

February 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BERKOS, DANIEL, of Mauston, as a member of the Public Defender Board, to serve for the term ending May 1, 2008.

Sincerely,
 JIM DOYLE
 Governor

Read and referred to committee on **Judiciary, Corrections and Privacy.**

**State of Wisconsin
 Office of the Governor**

February 25, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CERNY, MIKE, of Sharon, as a

member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2007.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HAGER, ALAN, of Lena, as a member of the Auctioneer Board, to serve for the term ending May 1, 2009.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

**State of Wisconsin
Office of the Governor**

February 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KAUFERT, DEAN, of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2007.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Health, Children, Families, Aging and Long Term Care.**

**State of Wisconsin
Office of the Governor**

February 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KRUTZA, MICHAEL, of Wausau, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2011.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance.**

**State of Wisconsin
Office of the Governor**

February 25, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RUDE, BRIAN, of Coon Valley, as

a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2011.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance.**

**State of Wisconsin
Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SHAVER, DALE R., of Waukesha, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 2008.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SMITH, BRENT, of La Crosse, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2011.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 21, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SOLDON, SCOTT, of Shorewood, as a member of the State Fair Park Board, to serve for the term ending May 1, 2010.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 25, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint STEIMEL, RICHARD, of Dane, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2006.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DIERCKS, ANDREW, of Coloma, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2011.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance.**

**State of Wisconsin
Office of the Governor**

February 22, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WELTER, JOHN, of Eau Claire, as a member of the Natural Resources Board, to serve for the term ending May 1, 2011.

Sincerely,

JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

February 21, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WETTERSTEN, NANCY, of Madison, as a member of the Public Defender Board, to serve for the term ending May 1, 2008.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Judiciary, Corrections and Privacy.**

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

Senate Clearinghouse Rule 05-006

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

Submitted by Department of Transportation.

Report received from Agency, March 1, 2005.

Referred to committee on **Natural Resources and Transportation**, March 2, 2005.

**State of Wisconsin
Revisor of Statutes Bureau**

March 1, 2005

To the Honorable, the Senate:

The following rules have been published:

<u>Clearinghouse Rules</u>	<u>Effective Date(s)</u>
04-028	3-1-2005
04-057	3-1-2005

Sincerely,
GARY L. POULSON
Deputy Revisor

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 46** offered by Senators Risser and Miller.

Senate amendment 2 to **Senate Bill 46** offered by Senators Miller and Risser.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Joint Resolution 4

Deposited in the office of the Secretary of State on March 1, 2005.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

**ASSEMBLY AMENDMENT 7,
TO 2005 ASSEMBLY BILL 63**

Prepared by the Legislative Reference Bureau
(February 24, 2005)

1. Page 2, line 19: delete "ø½" and substitute "ø½".
2. Page 3, line 3: after "home" insert "who".
NOTE: This change supplies a nominative pronoun.
3. Page 4, line 9: delete "ø½" and substitute "ø½".
4. Page 5, line 6: delete "complexes" and substitute "complex".
NOTE: This change reflects the content of the drafting record.
5. Page 5, line 6: delete "homes" and substitute "home".
NOTE: This change corrects syntax.
6. Page 5, line 14: after "care" insert "apartment".
NOTE: This change reflects the content of the drafting record.
7. Page 5, line 16: before "delete" insert "on lines 19 and 21,".
NOTE: The change corrects syntax to reflect the same change made in other places in the statutory unit.
8. Page 5, line 16: after that line insert:
"9m. Page 19, line 25: delete "or facility" and substitute "ø½ facility, or complex"."
NOTE: The change corrects syntax to reflect the same change made in other places in the statutory unit.

CORRECTIONS IN:

**ASSEMBLY AMENDMENT 7,
TO 2005 ASSEMBLY BILL 63**

Prepared by the Legislative Reference Bureau
(February 28, 2005)

In engrossing, the following corrections were made:

1. Page 5, line 9: delete “and,” and substitute “and”.
2. Page 5, line 16: delete “facility or” and substitute “facility, or”.

CORRECTIONS IN:

**ASSEMBLY AMENDMENT 1,
TO 2005 ASSEMBLY BILL 63**

Prepared by the Legislative Reference Bureau
(February 28, 2005)

In engrossing, the following correction was made:

1. Page 3, line 2: delete that line and substitute:
“10m. Page 7, line 23: delete “elector’s” and substitute
“elector’s person’s”.”.

CORRECTIONS IN:

**SENATE AMENDMENT 1,
TO 2005 SENATE BILL 79**

Prepared by the Legislative Reference Bureau
(March 1, 2005)

1. Page 2, line 6: before “public” insert “the”.

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of February 2005**

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Alpine Lanes, on the occasion of being named the 2004 Muskego Area Chamber of Commerce Retail/Commercial Business of the Year.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for Warren Atkinson, on the occasion of receiving the Greendale Chamber of Commerce 2004 Spirit of Greendale Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Gregory Behm, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for BigBadToyStore, on the occasion of being named the 2004 Emerging Business of the Year.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Biosource Flavors, Inc., on the occasion of receiving the Muskego Area Chamber of Commerce 2004 Mayor’s Beautification Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for the Big Bend–Vernon Lions Club, on the occasion of the ninth annual Big Bend–Vernon Lions Club Special Olympics Basketball Tournament.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Michael Bridge, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Erpenbach, for the village of Brooklyn, on the occasion of celebrating their centennial.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Michael A. Caballero, on the occasion of receiving the Boy Scouts of America 2004 Young American Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Harsdorf, for CRI Recycling Service, on the occasion of being named the 2004 Small Business of the Year.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Cub Scout Pack 3718, on the occasion of their 59th consecutive year chartered for the Cub Scout Pack in Mayville.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for Leni Deitrich, on the occasion of being named the Greendale Chamber of Commerce 2004 Educator of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Benjamin Emmel, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Empire Bucket, on the occasion of being named the 2004 Business of the Year, Medium Category.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for EMTEQ, on the occasion of being named the Muskego Chamber of Commerce 2004 Industrial/Manufacturer of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for OEM Fabricators of Woodville, on the occasion of being named the 2004 Business of the Year, Large Category.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Robyn Fennig, on the occasion of receiving the 2004 Muskego Chamber of Commerce Youth Volunteer Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Schultz, for Chuck Fralick, on the occasion of his retirement after 31 years of service with the Grant County Sheriff’s Department.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Isaac Fry, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Kyle Garms, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Alexander E. Grunenwald, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nick Grygleski, on the occasion of earning and attaining the Cub Scouts Arrow of Light Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Matthew Thomas Haugen, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Roessler, for Mother Agnes Hazotte,

on the occasion of recognizing the accomplishments made by Mother Agnes Hazotte and the congregation of Sisters of St. Agnes and to the Fond du Lac community and the world.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Joshua Hochtritt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for InPro Corporations, on the occasion of being the recipient of the Muskego Chamber of Commerce 2004 Special Appreciation Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Jeremy Kiesser, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Erik James Knautz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Shane Knoff, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Tony Kocinski, on the occasion of receiving the Muskego Area Chamber of Commerce 2004 Rookie of the Year Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Decker, for Benjamin Kolpacki, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for Adam Robert Krueger, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Grothman, for Justin Edward Kryst, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Jeffery Kubly, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Carpenter, for Ryan Ladwig, on the occasion of celebrating his 18th Birthday.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Terri Lewis, on the occasion of being named 2004 Muskego Chamber of Commerce Ambassador of the Year.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Martin J. Mangerson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Erpenbach, for Robert Marsland, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for M & I Marshall and Ilsley Bank, on the occasion of receiving the Greendale Chamber of Commerce 2004 Business of the Year Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for the Muskego Community Festival Committee, on the occasion of being the recipient of the 2004 Muskego Area Chamber of Commerce Volunteer in Partnership Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Anders O'Sell, on the occasion of earning and attaining the Cub Scouts Arrow of Light Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Roessler, for the Oshkosh Postal Employees Credit Union, on the occasion of celebrating their 75th anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Jim Peterson, on the occasion of receiving the Muskego Area Chamber of Commerce 2004 Directors Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for Michael T. Ring, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Cassie Ronning, on the occasion of receiving a 2005 Prudential Spirit of Community Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Rotary International, on the occasion of 100 years of service in Wisconsin and throughout the world.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Reynolds, for Rotary Clubs of Southeastern Wisconsin, on the occasion of celebrating their 100th anniversary celebration.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Lucas Schmechel, on the occasion of earning and attaining the Cub Scouts Arrow of Light Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Matthew Schultz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Barrett Lee Smits, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Lasee, for the Southern Door County Elementary School, on the occasion of the students and staff celebrating the 51st annual Cerebral Palsy Telethon.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for Gary Swittel, on the occasion of being named the Greendale Chamber of Commerce 2004 Chamber member of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Kyle Waldmer, on the occasion of earning and attaining the rank of the Eagle Scout Award.

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A certificate of commendation by the Wisconsin Legislature, for Mattiebelle Woods, on the occasion of celebrating her life and her career as a great journalist, activist and citizen.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Andrew Wuenstel, on the occasion of earning and attaining the rank of the Eagle Scout Award.