

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

WEDNESDAY, May 25, 2005

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

CHIEF CLERK’S ENTRIES

The Chief Clerk makes the following entries dated Thursday, May 19, 2005.

Read first time and referred:

Senate Bill 209

Relating to: special distinguishing registration plates expressing enthusiasm for hunting and fishing for sport and recreation and making an appropriation.

By Senators Leibham and Zien; cosponsored by Representatives LeMahieu, Vos, Davis, Pridemore, Krawczyk, Albers and M. Williams.

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

Senate Bill 210

Relating to: reproduction of a motor vehicle key based upon the vehicle’s identification number and providing a penalty.

By Senators Leibham and A. Lasee; cosponsored by Representatives Ainsworth, LeMahieu, Zepnick, Pettis, Musser, Freese, Pridemore, Van Roy and Townsend.

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

Senate Bill 211

Relating to: increasing the tax rates on the sale of cigarettes and chewing tobacco and using revenue from the increased tax rates for tobacco use control grants and the Medical Assistance trust fund.

By Senators Roessler, Jauch, Risser and Miller; cosponsored by Representatives Hines, Gielow, Ainsworth, Owens, Boyle, Wasserman, Kreibich, Gottlieb, Ott, Berceau, Jeskewitz and Bies.

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

**State of Wisconsin
Office of the Governor**

May 17, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HANEY, JAMES M., of Plover, as a member of the Judicial Commission, to serve for the term ending August 1, 2008.

Sincerely,
JIM DOYLE
Governor

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

The Chief Clerk records:

Senate Bill 39
Senate Bill 78
Senate Bill 124

Report correctly enrolled on May 19, 2005.

The Chief Clerk makes the following entries dated Monday, May 23, 2005.

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

BOYLE, PATRICK, of Madison, as a member of the UW Hospitals and Clinics Authority and UW Hospitals and Clinics Board, for the term ending July 1, 2008.

Confirmation.

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

Noes, 0 – None.

CLARK, MARY ANN, of Cumberland, as a member of the Nursing Home Administrator Examining Board, for the term ending July 1, 2009.

Confirmation.

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

Noes, 0 – None.

FOSTER, GREGORY, of Neillsville, as a member of the Optometry Examining Board, for the term ending July 1, 2009.

Confirmation.

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

Noes, 0 – None.

HAMBERGER, L. KEVIN, of Franklin, as a member of the Council on Domestic Abuse, for the term ending July 1, 2008.

Confirmation.

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

Noes, 0 – None.

HARRIS, VERA, of Madison, as a member of the Barbering and Cosmetology Examining Board, for the term ending July 1, 2007.

Confirmation.

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

Noes, 0 – None.

LUBAR, SHELDON, of Milwaukee, as a member of the Board of Trustees of the Medical College of Wisconsin, for the term ending May 1, 2011.

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, 2009.

Confirmation.

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

Noes, 0 – None.

MURPHY, ROSALIE, of Lena, as a member of the Funeral Directors Examining Board, for the term ending July 1, 2009.

Confirmation.

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

Noes, 0 – None.

MUSSER, GENE, of Middleton, as a member of the Medical Examining Board, for the term ending July 1, 2009.

Confirmation.

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

Noes, 0 – None.

PAGGAO, NANCY, of Appleton, 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.

RABINOWITZ, ABE, of Middleton, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, for the term ending July 1, 2005.

Confirmation.

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

Noes, 0 – None.

RODRIGUEZ, RACHEL, of Madison, as a member of the Council on Domestic Abuse, for the term ending July 1, 2007.

Confirmation.

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

Noes, 0 – None.

WOLF, BECKYSUE, of Abrams, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2008.

Confirmation.

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

Noes, 0 – None.

Senate Bill 173

Relating to: prohibiting smoking in the vicinity of the state capitol building.

Passage.

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

Noes, 0 – None.

CAROL ROESSLER
Chairperson

State of Wisconsin Office of the Governor

May 19, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint STROEDE, JANE, of Wisconsin Dells, as a member of the Physical Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2009.

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

May 19, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CORDERO, OTTO, of Sauk City, as a member of the Physical Therapists Affiliated Credentialing Board, 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

May 19, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MISTELE, ENID, of Sparta, as a member of the Physical Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2006.

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

May 19, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BRITTON, MARLA, of Westby, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2007.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Job Creation, Economic Development and Consumer Affairs.**

Senate Clearinghouse Rule 05–027

Relating to conversion of federal campaign committee funds.

Submitted by Elections Board.

Report received from Agency, May 19, 2005.

Referred to committee on **Campaign Finance Reform and Ethics**, May 23, 2005.

Senate substitute amendment 1 to **Senate Bill 23** offered by Senator Roessler.

The Chief Clerk makes the following entries dated Tuesday, May 24, 2005.

Read first time and referred:

Senate Bill 212

Relating to: advertising for prescription drugs.

By Senators Carpenter, Hansen, Miller and Jauch; cosponsored by Representatives Sherman, Vruwink, Freese, Zepnick, Musser, Seidel, Molepske, Ainsworth, Lehman, Schneider, Black, Cullen, Benedict, Pocan, Parisi, Turner, Pope–Roberts and Sinicki.

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

Senate Bill 213

Relating to: private motor carriers transporting livestock.

By Senators Harsdorf, Kapanke, Brown, Olsen, A. Lasee, Grothman and Leibham; cosponsored by Representatives Nerison, Ainsworth, Petrowski, Hahn, Ott, Lamb, Davis, Gronemus, Vruwink, Albers, M. Williams, Loeffelholz, Towns, Ballweg, Bies, Boyle, Freese, Gunderson, Gundrum, Hines, Hundertmark, Kestell, Kleefisch, LeMahieu, Musser, Owens, Pettis, Pridemore, Schneider, Townsend, Ward, Wood and Lothian.

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

Senate Bill 214

Relating to: notice of the open meetings and public records access laws.

By Senator Hansen; cosponsored by Representatives Sheridan, Zepnick and Berceau.

To committee on **Campaign Finance Reform and Ethics**.

Senate Bill 215

Relating to: regulating the minimum price of motor vehicle fuel.

By Senators Zien and Reynolds; cosponsored by Representatives Wood, Gundrum, Lehman and Wasserman.

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

Senate Bill 216

Relating to: increasing funding for the Department of Corrections and the University of Wisconsin System for energy–related and utility–related expenses; the Senior Care Program; transferring moneys from the general fund to the Medical Assistance trust fund; supplemental Medical Assistance payments to nursing homes; general fund statutory balance; and making appropriations.

By Senator S. Fitzgerald; cosponsored by Representative Kaufert.

To joint committee on **Finance**.

Pursuant to Senate Rule 17 (5), Senator Brown added as a coauthor of **Senate Bill 207** and **Assembly Bill 179**.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 217

Relating to: expenditure of a sum sufficient from the general fund equal to \$13,103,428 plus interest calculated at the legal rate in payment of the claims against the state made by 10 claimants for overpayment of insurance license fees.

By Senator Kanavas.

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

Senate Bill 218

Relating to: appealing a determination by the board of assessors, claiming angel and early stage investment tax credits, employers who must withhold state income taxes, benefits to persons serving in Operation Iraqi Freedom, eliminating the requirement that the Department of Revenue audit the records of contractors who perform emissions inspections, the liability of married persons filing a joint income tax return, the payment of the alternate fuel tax and the tobacco products tax, estate tax interest, qualified retirement systems, reducing nondelinquent taxes, extending the time for filing a tax reconciliation report, delivering tax–related documents and related payments, appeal of redetermination of earned income tax credits, granting rule–making authority, and providing a penalty.

By Senators Roessler, A. Lasee, Lassa, Miller and Hansen; cosponsored by Representatives Kerkman, Pridemore, Albers, Bies, Hines, Hubler, Kreibich, Lehman, Musser, Townsend and Toles.

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

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Ethics Board**

May 17, 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>

Blumenfeld, Michael	Jefferson County
Boyer, Amy	Dun & Bradstreet
Burkhalter, Daniel	Wisconsin Education Association Council
Essie, Patrick	MAXIMUS Inc
Fonfara, Thomas	Medical Transportation Management Inc
Foti, Steven	Primerica Financial Services
Hough, James E	Dun & Bradstreet
Kammer, Peter	MAXIMUS Inc
Kuehn, Ronald W	Great Lakes Sports Fishermen Club, Ltd.
Lamb, Jordan	Wisconsin Dells Visitors and Convention Bureau

Linton, Barbara
Longmire, Erin
Taylor, Chad
Wenzler, Hilary

Whitetails of Wisconsin
MAXIMUS Inc
Town of Caledonia
Wisconsin Public Power Inc

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

**State of Wisconsin
Ethics Board**

May 24, 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>

Boxer, Barbara K	Brunswick Corporation
Brooks, Bryan	Wisconsin Builders Association
Broydrick, William	American Cancer Society
Davidson, Lisa	American Cancer Society
Deisinger, Chris	Citizens Utility Board
Goyke, Gary	Real Estate Agency Law-Reform (REAL-Reform)
Kuehn, Ronald W	Maple Leaf Dairy, Inc.

Lamb, Jordan
McKeever, Peter

Maple Leaf Dairy, Inc.
Wisconsin Association of
Criminal Defense Lawyers

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

Pursuant to Senate Rule 17 (5), Senator Brown added as a coauthor of **Senate Bill 176**.

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

May 23, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VAN BOGAERT, CYNTHIA, of Brooklyn, as a member of the Employee Trust Funds Board, to serve for the term ending May 1, 2009.

Sincerely,
JIM DOYLE
Governor

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