

STATE OF WISCONSIN
Senate Journal
Ninety–Eighth Regular Session

MONDAY, April 23, 2007

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

CHIEF CLERK'S ENTRIES

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2007 SENATE BILL 80

Prepared by the Legislative Reference Bureau
(April 23, 2007)

1. Page 27, line 15: delete "The treatment of".

CORRECTIONS IN:

2007 SENATE BILL 150

Prepared by the Legislative Reference Bureau
(April 23, 2007)

1. Page 3, line 5: delete "institutions" and substitute "institutes".
2. Page 7, line 16: delete "subd." and substitute "subds.".
3. Page 9, line 16: delete "par." and substitute "pars.".
4. Page 10, line 5: delete "person that" and substitute "person who".

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

Read and referred:

Senate Joint Resolution 44

Relating to: the life and public service of Virginia B. Hart.
By Senator Risser; cosponsored by Representative Berceau.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 162

Relating to: extending domestic abuse restraining orders and injunctions to include abuse to animals and threats of abuse to animals.

By Senators Risser, Carpenter and Lassa; cosponsored by Representatives Hines, Berceau, Travis, Musser, Sinicki, Albers, Hraychuck and Hixson.

To committee on **Judiciary and Corrections**.

Senate Bill 163

Relating to: state procurement of contractual services.

By Senators Wirch, Carpenter, Erpenbach, Hansen, Lassa, Lehman, Miller, Robson and Taylor; cosponsored by Representatives Pocan, Albers, Berceau, Black, Boyle, Grigsby, Hixson, Jorgensen, Mason, Molepske, Pope–Roberts, Seidel, Sheridan, Shilling, Sinicki, Toles, Travis, Turner, Van Akkeren, A. Williams and Zepnick.

To committee on **Ethics Reform and Government Operations**.

REPORT OF COMMITTEES

The committee on **Agriculture and Higher Education** reports and recommends:

BROWN, CYNTHIA, of Menomonie, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

COOK, MARY, of Mt. Horeb, as a member of the College Savings Program Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

FIGUEROA, ENRIQUE, of Milwaukee, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

KROME, MARGARET, of Madison, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

NILSESTUEN, ROD, of Madison, as Secretary of the Department of Agriculture, Trade and Consumer Protection, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

OEMICHEN, WILLIAM, of New Glarus, as a member of the College Savings Program Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

PETERSON, DONALD J., of Barron, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

PLALE, JEFF, of South Milwaukee, as a member of the College Savings Program Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Vinehout, Lassa, Plale, Harsdorf and Kapanke.

Noes, 0 – None.

KATHLEEN VINEHOUT

Chairperson

The committee on **Senate Organization** reports:

Senate Bill 80

Relating to: health benefit purchasing cooperatives.

Rereferred to the joint committee on **Finance** pursuant to Senate Rule 41 (1)(e):

Ayes, 5 – Senators Robson, Risser, Hansen, Fitzgerald and Leibham.

Noes, 0 – None.

Withdrawn from the joint committee on **Finance** and placed on the calendar of 4–24–2007 pursuant to Senate Rule 41 (1)(e):

Ayes, 5 – Senators Robson, Risser, Hansen, Fitzgerald and Leibham.

Noes, 0 – None.

Judith B. Robson

Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

April 20, 2007

The Honorable, The Legislature:

As required by Article V, Section 6 of the Wisconsin Constitution, I am submitting the annual Executive Clemency Report to the Legislature, covering those clemency cases upon which final disposition were rendered for applicants during the 2006 calendar year. Below is a list of applicants that received a full pardon in 2006:

Joseph Betsinger, (date of birth September 5, 1950) convicted on or about January 26, 1971 of Theft, for stealing two Holstein calves, in La Crosse County and was sentenced to eighteen months in prison; and convicted on or about October 28, 1973 of Operating a Vehicle without Owner's Consent in La Crosse County and was sentenced to one year in prison. The Governor's Pardon Advisory Board recommended by a vote of 5–1 to grant a pardon. Following the Board's recommendation, Mr. Betsinger was pardoned on March 2, 2006 because of his

extensive personal growth, his dedication to community service, the length of time since the crime, and his valid job concerns.

Ann Miller, (date of birth June 27, 1954) convicted on or about January 7, 1992 of Possession of Cocaine with Intent to Deliver in Door County and was sentenced to one year in jail with work release, five years probation, and to pay a fine of \$1,200. The Governor's Pardon Advisory Board recommended by a vote of 6–0 to grant a pardon. Following the Board's recommendation, Ms. Miller was pardoned on March 2, 2006 because of her positive adjustment since the crime and active engagement in community service. In addition, Ms. Miller intended to run for local public office and could not do so without a pardon.

Jerry Brown, (date of birth May 26, 1942) convicted on or about April 11, 1978 of Felony Theft by a Contractor, for receiving money for contracting services that were not performed, in Eau Claire County and was sentenced to three years probation and to pay a \$750 fine and restitution. The Governor's Pardon Advisory Board recommended by a vote of 4–2 to grant a pardon. Following the Board's recommendation, Mr. Brown was pardoned on May 31, 2006 because of his positive adjustment, the length of time since the crime, and his dedication to serving the community. In addition, Mr. Brown had intended to run for local public office and could not do so without a pardon.

Leroy Jensen, (date of birth May 31, 1963) convicted on or about October 12, 1984 of Burglary (Party to a Crime), for unlawfully entering a bar, in St. Croix County and was sentenced to thirty days in jail with work release and three years probation. The Governor's Pardon Advisory Board recommended by a vote of 5–1 to grant a pardon. Following the Board's recommendation, Mr. Jensen was pardoned on May 31, 2006 because of the length of time since the crime and his extensive personal growth and rehabilitation.

Respectfully submitted,

JIM DOYLE

Governor

WHA Information Center

April 17, 2007

The Honorable, The Senate:

Enclosed is a hard copy of the fiscal year 2005 *Uncompensated Health Care Report* produced by WHA Information Center pursuant to s. 153.22, Wis. Stats. The report was posted on our Web site in January 2007. Please feel free to download and print additional copies.

If you have any questions regarding the report you may contact me at 608-274-1820, 800-231-8340 or jkachelski@wha.org.

Sincerely,

JOSEPH KACHELSKI

Vice President

**State of Wisconsin
Department of Administration**

April 18, 2007

The Honorable, The Legislature:

This letter accompanies the State of Wisconsin Minority Business Report for Fiscal Year 2006. The report, required under s. 16.75(3m)(c)4, Wis. Stats., provides information on State purchases made with minority business enterprises (MBE) certified by the Wisconsin Department of Commerce.

Overall MBE purchasing rose from \$46,066,169 in Fiscal 2005 to \$48,352,422 in Fiscal 2006. The Fiscal 2006 figure represents 2.81% of overall spending, up from 2.78% in Fiscal 2005.

The majority of MBE spending continues to occur in the area of general purchasing by State agencies and campuses. We

are pleased to report that general MBE purchasing increased by \$986,176 from Fiscal 2005 (\$23,909,746) to Fiscal 2006 (\$24,895,922).

Despite producing modest growth in MBE spending during Fiscal 2006, the State continues to lag the five percent MBE goal provided in statute. Pursuant to your directive, however, we are taking steps to improve MBE spending performance across State government, including the following:

- In September 2006, you appointed the Business Opportunity Advisory Commission to identify ways the State can procure more products and services from minority businesses. The Commission—co-chaired by Senator Spencer Coggs and Milwaukee Urban League President Ralph Hollmon—is working toward recommendations that will be released later this year.
- Lt. Governor Barbara Lawton is leading an effort among State agencies to streamline application and approval processes for MBE certification. The Lt. Governor's project will produce more efficient, user-friendly practices and help more minority businesses qualify for MBE certification.
- The State Bureau of Procurement is examining purchasing policies and procedures employed by agencies and campuses to ensure MBEs are given full and fair access to State contracting.
- The Department of Administration has initiated a national recruitment for a Minority Business Director. The person we hire will be a capable, outward facing individual who will work collaboratively with State agencies and the minority business community to overcome barriers to participation on State contracts.

State agencies and campuses share your commitment to work with Wisconsin's minority business community. The initiatives now underway will provide agencies and vendors with the tools needed to increase State purchasing with minority-owned businesses.

Sincerely,
MICHAEL L. MORGAN
Secretary

Referred to committee on **Labor, Elections and Urban Affairs**.

Pursuant to Senate Rule 17 (5), Representative Fields added as a cosponsor of **Senate Joint Resolution 43**.

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin
Office of the Governor

April 20, 2007

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GUTHRIE, JACKIE, of Sun Prairie, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 2013.

Respectfully submitted,
JIM DOYLE
Governor

Read and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions**.

State of Wisconsin
Office of the Governor

April 20, 2007

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TYLER, MARK, of Woodville, as a member of the Wisconsin Technical College System Board to serve for the term ending May 1, 2013.

Respectfully submitted,
JIM DOYLE
Governor

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

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 06-126

Relating to bank erosion control on rivers and streams.

Submitted by Department of Natural Resources.

Report received from Agency, April 20, 2007.

Referred to committee on **Environment and Natural Resources**, April 23, 2007.