

STATE OF WISCONSIN
Senate Journal
Ninety–Eighth Regular Session

FRIDAY, February 8, 2008

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 162** offered by Senator Risser.

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

Read first time and referred:

Senate Bill 464

Relating to: placement of a child for adoption with a nonrelative prior to termination of parental rights, payment for preadoption preparation when a child is placed for adoption by a child welfare agency, and the applicability of the Interstate Compact on the Placement of Children.

By Senators Lassa, Olsen and Darling; cosponsored by Representatives Jeskewitz, Grigsby, Nygren, Albers, Musser, Stone, Hahn, Berceau, Owens, Pocan, Seidel, Townsend and Sinicki.

To committee on **Tax Fairness and Family Prosperity**.

Senate Bill 465

Relating to: manufacturing, distributing, or selling counterfeit or altered identification documents and providing a penalty.

By Senators Hansen, Breske, Wirch, Schultz and Lassa; cosponsored by Representatives Kaufert, Nelson, Hixson, Townsend, Albers, Turner and Ziegelbauer.

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

Senate Bill 466

Relating to: grants for world languages instruction in elementary schools and making an appropriation.

By Senators Lassa, Schultz and Risser; cosponsored by Representatives Hebl, Musser, Hixson, Sheridan, Berceau, Cullen and Schneider.

To committee on **Education**.

Senate Bill 467

Relating to: reporting requirements for certain charitable organizations.

By Senators Grothman, Darling and Olsen; cosponsored by Representatives Nass, Kerkman, Hahn, Mursau, Townsend, Bies and Gunderson.

To committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions**.

Senate Bill 468

Relating to: conditions of extended supervision, probation, and parole for persons convicted of certain sex offenses.

By Senators Lassa, Lazich, Grothman and Darling; cosponsored by Representatives Stone, Kleefisch, Sinicki, Kerkman, Zepnick, Owens, Smith, Murtha, Albers, Musser, Kramer, Gunderson, Nass, Petrowski, Hahn, Townsend, J. Ott and Wood.

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

Senate Bill 469

Relating to: creating brew-on-premises and winemaking-on-premises permits for the making of fermented malt beverages and wine, creating an occupational tax exemption, and making an appropriation.

By Senators Risser, Grothman and Kedzie; cosponsored by Representatives Newcomer, Pocan, Berceau, Hahn, Montgomery, Mursau, Suder and Turner.

To committee on **Transportation and Tourism**.

Senate Bill 470

Relating to: the definition of bicycle; lighting of bicycles, motor bicycles, and electric personal assistive mobility devices; and manual turn signals for bicyclists.

By Senators Risser, Miller, Lehman, Cowles, Lassa, Olsen and Schultz; cosponsored by Representatives Davis, Black, Ballweg, Bies, Montgomery, A. Ott and Townsend.

To committee on **Transportation and Tourism**.

**State of Wisconsin
Office of the Governor**

January 17, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RAEMISCH, RICHARD, of Waunakee, as a member of the Prison Industries Board, to serve for the term ending May 1, 2008.

Respectfully submitted,

JIM DOYLE

Governor

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

REPORT OF COMMITTEES

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

AHERN, TRIPP, of Fond du Lac, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2009.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

CONWAY, GREGORY, of DePere, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2011.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

COWLES, ROBERT, of Green Bay, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2013.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

HANSEN, DAVE, of Green Bay, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2011.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

SCHILLINGER, PATRICK, of De Pere, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2011.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

STEGEMAN, DAVID, of Mequon, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2009.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

WALL, JAMES, of Green Bay, as a member of the Lower Fox River Remediation Authority, to serve for the term ending June 30, 2009.

Confirmation.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

Senate Bill 284

Relating to: open burning of solid waste, illegal storage or disposal of waste tires, and providing a penalty.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Miller, Jauch, Wirch and Kedzie.

Noes, 1 – Senator Schultz.

Senate Bill 346

Relating to: products containing mercury and granting rule-making authority.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Schultz.

Noes, 0 – None.

MARK MILLER
Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

February 8, 2008

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 280	Act 49	February 8, 2008
Senate Bill 264	Act 53	February 8, 2008

Respectfully submitted,

JIM DOYLE

Governor

**State of Wisconsin
Legislative Audit Bureau**

February 1, 2008

To the Honorable, the Legislature:

We have completed a review of 17-year-old offenders in the adult criminal justice system, as requested by the Joint Legislative Audit Committee. Wisconsin is currently 1 of 13 states in which individuals under the age of 18 are treated as adults in the justice system. We reviewed a variety of statistics, including data on arrests, the number and type of criminal charges filed, sentences imposed, prison admissions, probation placements, and recidivism.

From 2002 through 2006, 585 individuals who were 17 at the time of offense were admitted to prison and 10,632 were placed on probation. Of those admitted to prison, 429 participated in at least one educational program, but participation in other types of rehabilitation or treatment programs was much less frequent.

In a review of rates of recidivism and probation revocation among 17-year-olds, we found that fewer than one-half of 17-year-old offenders successfully completed probation, and 17-year-old offenders had higher recidivism rates than either juveniles or older adults.

Legislation currently under consideration would return 17-year-olds to the juvenile system. This change would have a significant effect on counties, which are primarily responsible

for operating and funding juvenile corrections services. We estimate the juvenile corrections cost increase could range from \$53.5 million to \$82.4 million annually.

We appreciate the courtesy extended to us by officials and staff of the Department of Corrections and other state and local agencies we contacted during our review. The Department's response follows the appendices.

Respectfully submitted,
JANICE MUELLER
State Auditor

**State of Wisconsin
Department of Health and Family Services**

February 5, 2008

To the Honorable, the Senate:

Enclosed is a copy of the annual Child Abuse and Neglect Report for 2006, pursuant to Wis. Stats s. 48.981. The report includes a statistical analysis of suspected child abuse and neglect reports received and investigated by county child protective services agencies and the state Bureau of Milwaukee Child Welfare in calendar year 2006. The report also contains information on child fatalities due to child abuse or neglect.

With warm regards,
KEVIN R. HAYDEN
Secretary

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

Senate Clearinghouse Rule 07-017

Relating to the identification of sources subject to the Best Available Retrofit Technology (BART) requirements for visibility protection and the determination of BART for those sources.

Submitted by Department of Natural Resources.

Report received from Agency, February 8, 2008.

Referred to committee on **Environment and Natural Resources**, February 8, 2008.

Senate Clearinghouse Rule 07-075

Relating to commercial fishing for yellow perch in zone 1 (Green Bay).

Submitted by Department of Natural Resources.

Report received from Agency, February 8, 2008.

Referred to committee on **Environment and Natural Resources**, February 8, 2008.

Senate Clearinghouse Rule 07-088

Relating to national emission standards for hazardous air pollutants for industrial, commercial and institutional boilers and process heaters and potentially affecting small business.

Submitted by Department of Natural Resources.

Report received from Agency, February 8, 2008.

Referred to committee on **Environment and Natural Resources**, February 8, 2008.

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

Senate Clearinghouse Rule 07-074

Relating to control of fish diseases and invasive species.

No action taken.

MARK MILLER
Chairperson

The committee on **Health, Human Services, Insurance, and Job Creation** reports and recommends:

Senate Clearinghouse Rule 07-096

Relating to creating a limited line of authority for travel insurance in Wisconsin.

No action taken.

JON ERPENBACH
Chairperson