



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

11:00 A.M.

TUESDAY, June 10, 2003

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Stone in the chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly amendment 3 to **Assembly Bill 378** offered by Representative Krug.

Assembly amendment 4 to **Assembly Bill 378** offered by Representative Gottlieb.

Assembly amendment 1 to **Senate Bill 14** offered by Representative Friske.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 03-009

Relating to the practice of nurse-midwives.
Submitted by Department of Regulation and Licensing.
Report received from Agency, June 2, 2003.
To committee on **Health**.
Referred on June 10, 2003.

Assembly Clearinghouse Rule 03-043

Relating to adjustment service companies conducting business by mail.
Submitted by Department of Financial Institutions.
Report received from Agency, June 6, 2003.
To committee on **Financial Institutions**.
Referred on June 10, 2003.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 19

Relating to: designating August 9, 2003, as Wisconsin National Marina Day.

By Representatives Gard, Jeskewitz, Lothian, Kestell, Ladwig, Gunderson, Krawczyk, Van Roy, Bies, Hahn,

Petrowski, McCormick, Hines, Underheim, Hundertmark, Ziegelbauer, Krug and J. Lehman.

To committee on **Rules**.

Assembly Resolution 20

Relating to: the life and public service of Judge James W. Rice.

By Representatives Musser, Huebsch, Johnsrud and Albers.

To committee on **Rules**.

Assembly Joint Resolution 37

Relating to: state recognition of the sovereign status of federally recognized American Indian tribes and bands.

By Joint Legislative Council.

To committee on **State Affairs**.

Assembly Bill 395

Relating to: the number of school days required each school term.

By Representatives Towns, Vruwink, Nischke, J. Lehman, Jensen, Gronemus, Gunderson, Ladwig, Ott, Pettis, Kreibich, Musser, Krawczyk, Ainsworth, Gielow, Friske, Bies, McCormick, Hines, J. Wood, Owens, Albers, Seratti, Petrowski, Kerkman, Lothian, Vrakas and Van Roy.

To committee on **Education**.

Assembly Bill 396

Relating to: Clean Water Fund Program financial hardship assistance for the Elcho Sanitary District.

By Representatives Friske and Gard.

To committee on **Natural Resources**.

Assembly Bill 397

Relating to: chelation therapy.

By Representatives Albers, Seratti and Van Roy; cosponsored by Senator Schultz.

To committee on **Health**.

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 46

Senate Bill 105
Senate Bill 109

ACTION ON THE SENATE MESSAGE

Senate Bill 46

Relating to: the designation and marking of certain highways and bridges.

By Senators Zien, Brown, Welch, Roessler, Cowles, Darling and S. Fitzgerald; cosponsored by Representatives Van Roy, Turner, Bies, Albers, McCormick, Kreibich and Balow.

To committee on **Transportation**.

Senate Bill 105

Relating to: mandatory operating privilege suspension for certain firearm offenses and bomb scares.

By Senators Leibham, A. Lasee and Stepp; cosponsored by Representatives Suder, Jeskewitz, Kestell, Hahn, Hines, Ott, LeMahieu, Nass, Albers, Gielow and Townsend.

To committee on **Transportation**.

Senate Bill 109

Relating to: registration plate decal for recipients of the Purple Heart Medal military honor.

By Senators Brown, Schultz, Roessler, S. Fitzgerald, Wirch, Stepp, A. Lasee and Leibham; cosponsored by Representatives Musser, Townsend, Turner, Ladwig, Lothian, Krawczyk, Freese, Pettis, Nass, Bies, Van Roy, Lassa, Olsen, J. Lehman, Stone, Kreuser, Shilling, McCormick and Grothman.

To committee on **Veterans and Military Affairs**.

ENROLLED BILLS AND JOINT RESOLUTIONS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

- Assembly Bill 1**
- Assembly Bill 41**
- Assembly Bill 51**
- Assembly Bill 74**
- Assembly Joint Resolution 28**
- Assembly Joint Resolution 32**

PATRICK E. FULLER
Assembly Chief Clerk

REFERENCE BUREAU CORRECTIONS

Assembly amendment 1 to **Assembly Bill 1**

In enrolling, the following correction was made:

1. Page 2, line 1: delete “**8m**” and substitute “**8b**”.

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Health and Family Services
Madison

June 9, 2003

To the Honorable, the Assembly:

Pursuant to Section 50.04 (5)(fr), Wis. Stats., effective June 17, 1998, the Department is required to submit an annual report to the Legislature related to Class A violations committed by nursing homes (including facilities for the developmentally disabled) and forfeitures assessed on nursing homes for those violations.

The Department issued 18 Class A violations to nursing homes between April 22, 2002 and May 19, 2003. The attached chart details these Class A violations, including the original forfeiture amount assessed and the status of payment. A second chart is enclosed showing the violations reported to the Legislature in May, 2002. At the time of the last submission, the majority of forfeitures had not been assessed. The enclosed chart shows the eventual forfeiture and its status.

It is the Department’s goal to assess nursing home forfeitures within 120 days of the survey’s exit. The Department briefly met that goal in 2000 and sustained it for a period of 60 days. At that time, both enforcement specialist positions became vacant and remained vacant for four months. After two people were hired for the positions, they completed extensive training over a six month period. This caused a large backlog. In addition, shortly after the positions were filled, there were a couple of litigative cases that took an extensive amount of these positions’ time so they were not able to assess new forfeitures at that time.

In addition to the two permanent positions, the Department has temporarily reassigned one position and will be hiring a LTE to work on the backlog. Because both of the people chosen for this project are former employees of the Bureau of Quality Assurance, they are familiar with the forfeiture process, philosophy and goals. This should minimize the time needed to train them. The process is continuously reviewed for effectiveness and efficiency. The Department is working diligently to bring current this backlog.

Sincerely,
HELENE NELSON
Secretary

Referred to committee on **Aging and Long-Term Care**.

ADJOURNMENT

Representative Montgomery moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, June 12.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

11:01 A.M.