

STATE OF WISCONSIN
Senate Journal
Ninety–Sixth Regular Session

WEDNESDAY, August 4, 2004

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

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Department of Transportation**

July 30, 2004

The Honorable, The Legislature:

Enclosed is the report required under s. 343.237(9), regarding the release of photos from the Department driver record files to Wisconsin Law Enforcement, Federal Government Law Enforcement and all other eligible State Law Enforcement.

This report is provided annually and contains the agencies and the purpose for which copies of the photographs were provided. Please forward this report, as you feel appropriate to any interested parties.

If you have any questions regarding the release of photographs please contact Debbie Kraemer, Supervisor in the Records and Licensing Information Section, Bureau of Driver Services, by phone at (608) 264-7060.

Sincerely,

FRANK J. BUSALACCHI
Secretary

**State of Wisconsin
Department of Administration**

July 30, 2004

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 June 2004..

On June 21, 2004, the **General Fund** cash balance closed at a negative \$223.6 million. The General Fund closed at an intramonth low of a negative \$322.3 million on June 24, 2004. The fund’s negative cash balance continued through June 30, 2004, when its cash balance closed at a negative \$21.2 million. The negative balance was due to a difference in the timing of revenues and expenditures.

On June 1, 2004, the **Medical Assistance Trust Fund** cash balance closed at a negative \$61.6 million. The fund’s negative cash balance continued through June 30, 2004, when the fund’s cash balance closed at an intramonth low of a negative \$199.4 million. The negative cash balance was due to federal Medicaid revenues falling short of estimates made in [2003 Wisconsin Act 33](#).

On June 1, 2004, the **Historic Preservation Partnership Fund** cash balance closed at a negative \$142.0 thousand. The Historic Preservation Partnership Fund closed at an intramonth low of a negative \$197.0 thousand on June 3, 2004. The fund’s negative cash balance continued until June 30, 2004, when its cash balance closed at a positive \$348.0 thousand. The negative balance was due to the startup of the fund and a difference in the timing of revenues and expenditures.

The General Fund, Medical Assistance Trust Fund, and the Historic Preservation Partnership 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 the joint committee on **Finance**.

**State of Wisconsin
Ethics Board**

August 3, 2004

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 2003 session of the legislature, visit the Ethics Board’s web site at <http://ethics.state.wi.us>

Aronin, Gregory Johnson & Johnson
Redman, Scott Plumbers Local 75

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
Director

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

July 28, 2004

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VISTE, KENNETH, of Oshkosh, as a member of the University of Wisconsin Hospital and Clinics Authority, 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**

July 28, 2004

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SCHUERMAN, JAMES, of Wisconsin Rapids, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 2007.

Sincerely,

JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

July 22, 2004

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint THOMSON, KATIE, of La Crosse, as a member of the Kickapoo Reserve Management Board, to serve for the term ending May 1, 2007.

Sincerely,

JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

July 29, 2004

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint EGAN, DAVID, of Kenosha, as a member of the Nursing Home Administrator Examining 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**

July 30, 2004

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PIKE, MARY, of Middleton, as a member of the Nursing Home Administrator Examining 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.**

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

Senate Clearinghouse Rule 04–041

Relating to authorization to collect a returned check fee.

Submitted by Department of Financial Institutions.

Withdrawn by Agency, August 03, 2004.

Senate Clearinghouse Rule 04–016

Relating to construction of public buildings and places of employment.

Submitted by Department of Commerce.

Report received from Agency, July 30, 2004.

Referred to committee on **Economic Development, Job Creation and Housing**, August 4, 2004.

Senate Clearinghouse Rule 04–025

Relating to standards for certification and criteria for determining the need for psychosocial rehabilitation services, and other conditions of coverage of community-based psychosocial rehabilitation services under the medical assistance program.

Submitted by Department of Health and Family Services.

Report received from Agency, July 28, 2004.

Referred to committee on **Health, Children, Families, Aging and Long Term Care**, August 4, 2004.

Senate Clearinghouse Rule 04–035

Relating to fees and the uniform state plumbing code.

Submitted by Department of Commerce.

Report received from Agency, August 2, 2004.

Referred to committee on **Economic Development, Job Creation and Housing**, August 4, 2004.

Senate Clearinghouse Rule 04–051

Relating to the provision and reimbursement of services under the Wisconsin chronic disease program.

Submitted by Department of Health and Family Services.

Report received from Agency, July 29, 2004.

Referred to committee on **Health, Children, Families, Aging and Long Term Care**, August 4, 2004.

The committee on **Agriculture, Financial Institutions and Insurance** reports and recommends:

Senate Clearinghouse Rule 03–121

Relating to animal health and captive wildlife.

No action taken.

Senate Clearinghouse Rule 04-005

relating to technical changes to current rules, including current rules related to Johne's disease test cost reimbursement, commercial feed, dairy farms, dairy plants, weights and measures, direct marketing, and the farm mediation and arbitration program.

No action taken.

Senate Clearinghouse Rule 04-030

relating to the agricultural producer security program.

No action taken.

Dale Schultz
Chairperson

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

Senate Clearinghouse Rule 04-046

Relating to hunting and trapping.

No action taken.

Neal Kedzie
Chairperson

**State of Wisconsin
Revisor of Statutes Bureau**

August 1, 2004

To the Honorable, the Senate:

The following rules have been published:

Clearinghouse Rules	Effective Date(s)
03-028	8-1-2004
03-081	8-1-2004
03-082	8-1-2004
03-106	8-1-2004
03-112	8-1-2004
04-017	8-1-2004
04-019	8-1-2004
04-021	8-1-2004

Sincerely,
GARY L. POULSON
Deputy Revisor