



STATE OF WISCONSIN

Assembly Journal

Ninety-Seventh Regular Session

THURSDAY, July 7, 2005

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

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 535

Relating to: school district and private school access to information concerning individuals registered as sex offenders.

By Representatives Sherman, Stone, Hubler, Berceau, Bies, Cullen, Fields, Freese, Gundrum, Jensen, Lehman, Lothian, McCormick, Mursau, Musser, Nischke, Parisi, Petrowski, Pope–Roberts, Pridemore, Sheridan, Shilling, Sinicki, Suder, Van Akkeren, Vrakas, Vruwink, Vukmir and Zepnick; cosponsored by Senators Darling, Breske, Erpenbach, Grothman, Hansen, A. Lasee, Leibham, Olsen and Roessler.

To committee on **Education**.

Assembly Bill 536

Relating to: prohibiting a register of deeds from recording certain instruments that contain more than a partial social security number and providing a penalty.

By Representatives Molepske, M. Williams, Montgomery, Vruwink, Wood, Gronemus, Jeskewitz, Parisi, Petrowski, Ainsworth, Hahn, Davis, Staskunas, Sheridan, Krawczyk, Kreuser, Black, Musser, Vos, Albers, Lothian, Seidel, Hines, Strachota, Hebl, Nelson, Vrakas, Van Roy, Gundrum, Pettis, Gunderson, Townsend, Towns, Kreibich, Loeffelholz, Sherman and Meyer; cosponsored by Senators Hansen, Decker and Breske.

To committee on **Judiciary**.

Assembly Bill 537

Relating to: indexing the living wage to the change in the consumer price index, providing an exemption from emergency rule procedures, providing an exemption from rule-making procedures, and granting rule-making authority.

By Representatives Zepnick, Sheridan, Sinicki, Berceau, Black, Turner, Young, Parisi, Lehman, Pope–Roberts, Grigsby, Travis, Shilling, Kreuser, Seidel and Pocan;

cosponsored by Senators Carpenter, Lassa, Robson, Risser, Erpenbach and Hansen.

To committee on **Labor**.

Assembly Bill 538

Relating to: setoffs against tax refunds for debts related to property taxes.

By Representatives Krusick, Gard, Ainsworth, Ballweg, Bies, Jeskewitz, Lehman, LeMahieu, Molepske, Seidel, Shilling and Zepnick; cosponsored by Senators Darling, Brown, Carpenter and Roessler, by request of Wisconsin Alliance of Cities, League of Wisconsin Municipalities, Wisconsin Counties Association and City of Milwaukee.

To committee on **Urban and Local Affairs**.

Assembly Bill 539

Relating to: adult protective services and providing penalties.

By Joint Legislative Council.

To committee on **Aging and Long–Term Care**.

Assembly Bill 540

Relating to: consent by a person's legal representative for participation by the person in a medical assistance waiver program.

By Joint Legislative Council.

To committee on **Health**.

Assembly Bill 541

Relating to: payment for educational services provided to a pupil who is placed in a secure detention facility, jail, or county house of correction.

By Representatives Underheim, Friske, Vos, Lothian and Nass; cosponsored by Senator Roessler.

To committee on **Education**.

Assembly Bill 542

Relating to: administration of elections and making an appropriation.

By Representatives Cullen, Seidel, Shilling, Grigsby, Kreuser, Richards, Pocan, Travis, Kessler, Benedict, Turner, A. Williams, Zepnick, Fields, Lehman, Sheridan, Vruwink, Van Akkeren, Nelson, Molepske, Sherman, Toles, Pope–Roberts, Hebl, Staskunas, Steinbrink, Gronemus, Berceau, Young, Sinicki, Wasserman and Colon; cosponsored by Senators Coggs, Taylor, Robson, Decker, Hansen, Wirth, Risser, Erpenbach, Miller, Breske, Jauch, Lassa, Carpenter and Plale.

To committee on **Campaigns and Elections**.

Assembly Bill 543

Relating to: collection of information regarding motor vehicle stops, law enforcement training standards, and granting rule-making authority.

By Representatives Young, Turner, A. Williams, Grigsby, Colon, Fields, Toles, Kessler, Boyle, Black, Sinicki, Pocan and Berceau; cosponsored by Senators Coggs, Taylor and Carpenter.

To committee on **Corrections and the Courts**.

Assembly Bill 544

Relating to: automatic fire sprinkler systems in certain residence halls and other student residential facilities and granting rule-making authority.

By Representatives Kreibich, Krawczyk, Hines, Ott, McCormick, Molepske, Lamb, Vruwink, Cullen and Shilling; cosponsored by Senators Brown, Olsen, Risser, Lassa and Plale.

To committee on **Colleges and Universities**.

Assembly Bill 545

Relating to: strategic energy plans regarding electricity, certificates of public convenience and necessity for electric generation and transmission facilities, approval of electric power purchase contracts, and granting rule-making authority.

By Representatives Black, Sherman, Molepske and Berceau; cosponsored by Senator Risser.

To committee on **Energy and Utilities**.

Assembly Bill 546

Relating to: creating a sales and use tax exemption for fuel efficient hybrid motor vehicles.

By Representatives Parisi, Lothian, Gronemus, Kerkman, Molepske, Mursau, Young, Towns, Pocan, Pridemore, Black, Cullen, McCormick, Berceau, Sherman, Fields, Staskunas, Grigsby, Shilling, Kreibich and Davis; cosponsored by Senators Risser, Lassa, Hansen and Erpenbach.

To committee on **Energy and Utilities**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 547

Relating to: sales and use tax exemptions for electricity used in agricultural biotechnology and for vitamins, feed supplements, and hormones used on livestock.

By Representatives Wieckert, Davis, Musser, Hahn, Townsend, Petrowski, Towns, Nass, Mursau, Ott, Albers, Hines and Van Roy; cosponsored by Senators Leibham and Roessler.

To committee on **Agriculture**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 548

Relating to: income limits under the Wisconsin Housing and Economic Development Authority's Homeownership Mortgage Loan Program.

By Representatives Wieckert, Nischke, Musser, Townsend, Gronemus, Mursau, Hines, Ott, Loeffelholz and M. Williams.

To committee on **Housing**.

Assembly Bill 549

Relating to: limitations under the Wisconsin Housing and Economic Development Authority's housing rehabilitation program.

By Representatives Wieckert, Townsend, Musser, Nischke, Gronemus, Mursau, Hines, Loeffelholz, M. Williams and Ballweg.

To committee on **Housing**.

Assembly Bill 550

Relating to: income limits under the Wisconsin Housing and Economic Development Authority's Housing Rehabilitation Program.

By Representatives Wieckert, Davis, Musser, Nischke, Townsend, Gronemus, Mursau, Hines, Ott, Loeffelholz and M. Williams.

To committee on **Housing**.

Assembly Bill 551

Relating to: limitations under the Wisconsin Housing and Economic Development Authority's Small Business Development Loan Guarantee Program.

By Representatives Wieckert, Nischke, Vos, Turner, Hines, Sheridan, Albers, M. Williams, Van Roy, Fields, Townsend and Ballweg; cosponsored by Senator Roessler.

To committee on **Housing**.

Assembly Bill 552

Relating to: limitations under the Wisconsin Housing and Economic Development Authority's Farm Assets Reinvestment Management Loan Guarantee Program.

By Representatives Wieckert, Pettis, Musser, Ainsworth, McCormick, Hahn, Gunderson, Towns, Davis, Lothian, Nass, Mursau, Ott, Albers, Hines, Owens, M. Williams and Ballweg; cosponsored by Senator Leibham.

To committee on **Housing**.

Assembly Bill 553

Relating to: social and financial impact reports.

By Representatives Wieckert, Musser, Vos, Bies, Shilling, Pridemore, Gunderson, Davis, Lothian, Nass, Albers, Hines and McCormick; cosponsored by Senator Olsen.

To committee on **Insurance**.

Assembly Bill 554

Relating to: a sales and use tax exemption for electricity used in research or development.

By Representatives Wieckert, Kleefisch, Musser, Townsend, Gunderson, Hines and Ott; cosponsored by Senator Roessler.

To joint committee on **Finance**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 555

Relating to: creating an individual and corporate income tax exemption for interest on bonds or notes issued by the Wisconsin Health and Educational Facilities Authority for purposes related to an educational facility and authorizing the Wisconsin Health and Educational Facilities Authority to issue bonds to finance a project undertaken by the Wisconsin Association of Independent Colleges and Universities related to an educational facility.

By Representatives Wieckert, Jensen, Nischke, McCormick, Musser, Vos, Van Roy, Townsend, Ballweg, Nass, Lothian, Jeskewitz, Hines, Ott and Vrakas; cosponsored by Senator A. Lasee.

To committee on **Colleges and Universities**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 556

Relating to: trailers or semitrailers used to transport livestock.

By Representatives Hahn, Nerison, Freese, Towns, Ballweg, Owens, Ott, Kestell, Gronemus, Musser, Pridemore, Albers, Mursau, Loeffelholz, Petrowski and Vruwink; cosponsored by Senators Grothman, Reynolds, A. Lasee and Olsen.

To committee on **Highway Safety**.

COMMITTEE REPORTS

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

Assembly Bill 248

Relating to: operation of motorboats by persons who are at least 16 years of age and born after a certain date.

Assembly Amendment 1 adoption:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.
Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.
Noes: 0.

To committee on **Rules**.

Assembly Bill 260

Relating to: requiring that personal flotation devices be worn by certain underage persons in certain boats.

Passage:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.
Noes: 0.

To committee on **Rules**.

Assembly Bill 345

Relating to: acreage requirements for areas in which farm-raised deer that may be hunted are kept and transfers of registration certificates for keeping farm-raised deer.

Assembly Amendment 1 adoption:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 410

Relating to: resident hunting approval and fishing license fees paid by a minor child of a Wisconsin resident.

Passage:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

SCOTT GUNDERSON

Chairperson

Committee on Natural Resources

The committee on **State Affairs** reports and recommends:

Assembly Bill 134

Relating to: creation of the Wisconsin Tribal-State Council and making an appropriation.

Passage:

Ayes: 9 – Representatives J. Fitzgerald, Kleefisch, Musser, Gundrum, Krawczyk, Petrowski, Toles, Young and Benedict.

Noes: 0.

To joint committee on **Finance**.

Assembly Bill 135

Relating to: preparation of tribal impact statements for bills that would have an impact on tribal governments or American Indians.

Passage:

Ayes: 9 – Representatives J. Fitzgerald, Kleefisch, Musser, Gundrum, Krawczyk, Petrowski, Toles, Young and Benedict.

Noes: 0.

To committee on **Rules**.

Assembly Bill 138

Relating to: tribal administration of rehabilitation reviews for persons who otherwise may not operate, be employed at, contract with, or reside at an entity that provides care for children or adults and granting rule-making authority.

Passage:

Ayes: 9 – Representatives J. Fitzgerald, Kleefisch, Musser, Gundrum, Krawczyk, Petrowski, Toles, Young and Benedict.

Noes: 0.

To committee on **Rules**.

Assembly Joint Resolution 17

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

Adoption:

Ayes: 9 – Representatives J. Fitzgerald, Kleefisch, Musser, Gundrum, Krawczyk, Petrowski, Toles, Young and Benedict.

Noes: 0.

To committee on **Rules**.

JEFF FITZGERALD
Chairperson
Committee on State Affairs

COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State
Madison

To Whom It May Concern:

Acts, Joint Resolutions and Resolutions deposited in this office have been numbered and published as follows:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Assembly Bill 197	16	July 19, 2005

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

State of Wisconsin
Revisor of Statutes Bureau
Madison

DATE: July 1, 2005

TO: Patrick E. Fuller
Assembly Chief Clerk

Robert Marchant
Senate Chief Clerk

FROM: Gary L. Poulson
Assistant Revisor of Statutes

SUBJECT: Rules published in the June 30, 2005,
Wisconsin Administrative [Register, No. 594](#).

The following rules have been published:

Clearinghouse Rule 04-093	effective	7-1-2005
Clearinghouse Rule 04-096	effective	7-1-2005
Clearinghouse Rule 04-100	effective	7-1-2005
Clearinghouse Rule 04-102	effective	7-1-2005
Clearinghouse Rule 04-108	effective	7-1-2005

Clearinghouse Rule 04-110	effective	7-1-2005
Clearinghouse Rule 04-112	effective	7-1-2005
Clearinghouse Rule 04-113	effective	7-1-2005
Clearinghouse Rule 04-121	effective	7-1-2005
Clearinghouse Rule 04-124	effective	7-1-2005
Clearinghouse Rule 04-129	effective	7-1-2005
Clearinghouse Rule 04-131	effective	7-1-2005
Clearinghouse Rule 04-133	effective	7-1-2005
Clearinghouse Rule 04-134	effective	7-1-2005
Clearinghouse Rule 04-138	effective	7-1-2005
Clearinghouse Rule 04-139	effective	7-1-2005
Clearinghouse Rule 04-142	effective	7-1-2005
Clearinghouse Rule 05-009	effective	7-1-2005
Clearinghouse Rule 05-012	effective	7-1-2005

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Administration
Madison

June 29, 2005

To 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 May 2005.

On May 1, 2005, the **Medical Assistance Trust Fund** cash balance closed at its intramonth low of a negative \$146.6 million. The fund’s negative cash balance continued through May 31, 2005, when the fund’s cash balance closed at a negative \$134.1 million. The deficit is due to federal revenues falling short of estimates included in Wisconsin Act 33. This deficit will decline by \$125.0 million in June when revenue is transferred from the general fund to the Medical Assistance Trust Fund as required by [2005 Wisconsin Act 2](#) and [2005 Wisconsin Act 15](#).

The Medical Assistance Trust Fund was 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 committee on **Ways and Means**.