



STATE OF WISCONSIN

Assembly Journal

Ninety-Seventh Regular Session

THURSDAY, October 6, 2005

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 342** offered by Representative Nerison.

Assembly amendment 2 to **Assembly Bill 544** offered by Representative Kreibich.

Assembly amendment 1 to **Assembly Bill 595** offered by Representative Kreibich.

Assembly substitute amendment 1 to **Assembly Bill 595** offered by Representative Kreibich.

Assembly amendment 1 to **Assembly Bill 663** offered by Representatives Pettis and Albers.

Assembly amendment 1 to **Assembly Bill 709** offered by Representative Underheim.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 05-066

Relating to actuarial opinions and summaries and affecting small businesses.

Submitted by Insurance Commissioner.

Report received from Agency, September 30, 2005.

To committee on **Insurance**.

Referred on October 6, 2005.

Assembly Clearinghouse Rule 05-080

Relating to the selection and monitoring of vendors for the special supplemental food program for women, infants and children (WIC), and affecting small businesses.

Submitted by Department of Health and Family Services.

Report received from Agency, October 3, 2005.

To committee on **Children and Families**.

Referred on October 6, 2005.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 58

Relating to: declaring the week of October 31st Child Survival Week in the state of Wisconsin.

By Representatives Pocan, Ward, Berceau, Boyle, Davis, Fields, Grigsby, Hahn, Hines, Jeskewitz, Kerkman, Kleefisch, Krawczyk, Lehman, McCormick, Molepske, Nerison, Ott, Petrowski, Pettis, Pope-Roberts, Seidel, Sheridan and Sinicki; cosponsored by Senators Miller, S. Fitzgerald, Darling, Erpenbach, Olsen and Roessler.

To committee on **Rules**.

Assembly Bill 729

Relating to: a temporary reduction in the motor vehicle fuel tax rate.

By Representatives Vos, Strachota, Pridemore, Nass, Gunderson, Gundrum, Jeskewitz, Kerkman, Kleefisch, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Suder and Vukmir; cosponsored by Senators Grothman, Lazich, Stepp and Leibham.

To joint committee on **Finance**.

Assembly Bill 730

Relating to: independent charter schools established by University of Wisconsin institutions.

By Representatives Vukmir, Nass, Ziegelbauer, Towns, Jensen, Van Roy, F. Lasee, Vos, Townsend, McCormick, Gunderson, Wood, Stone, Kreibich, Nischke and Wieckert; cosponsored by Senators Darling, Roessler, Stepp, Grothman, Kanavas and Lazich.

To committee on **Education Reform**.

Assembly Bill 731

Relating to: creating nonrefundable individual income tax credits for amounts contributed to a college savings account or a college tuition and expenses program.

By Representatives Kreibich, Pridemore, Suder, Kestell, Zepnick, Gronemus, F. Lasee, Hahn, Parisi, Wood, Moulton, Musser, Grigsby, Ainsworth, Hundertmark, Gard, Nass, Petrowski, Albers, Townsend, Van Roy, Gunderson, Pocan, Hines, Vrakas, Mursau, Ott, Ballweg and Berceau; cosponsored by Senators Kanavas, Miller, Darling, A. Lasee, Roessler, Grothman and Stepp.

To committee on **Colleges and Universities**.

Assembly Bill 732

Relating to: an additional camping fee for Mirror Lake State Park for water quality improvement grants for the lake, granting rule-making authority, and making an appropriation.

By Representatives Albers, Berceau, Freese and Townsend; cosponsored by Senator Schultz.

To committee on **Natural Resources**.

Assembly Bill 733

Relating to: chelation therapy.

By Representatives Albers, F. Lasee and Gronemus; cosponsored by Senators Schultz and Brown.

To committee on **Public Health**.

Assembly Bill 734

Relating to: limiting rules regarding the placement of riprap.

By Representatives Albers, Lothian, F. Lasee, Musser, Gunderson, Petrowski, Hahn, Hines, Boyle, LeMahieu and M. Williams.

To committee on **Property Rights and Land Management**.

Assembly Bill 735

Relating to: an income and franchise tax credit for insulating concrete forms used in the construction of any building.

By Representatives Albers, Musser, Hahn, Berceau, Van Roy, Townsend and Owens; cosponsored by Senators Schultz and Kanavas.

To committee on **Ways and Means**.

Assembly Bill 736

Relating to: drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty.

By Representatives Stone, Towns, Albers, Hines, Townsend, Musser, Strachota, Vos, Ott, Zepnick, Bies and Sinicki; cosponsored by Senators Darling, Plale, Brown, Wirch and Miller.

To committee on **Labor**.

Assembly Bill 737

Relating to: return of funds in excess of surplus and incurred liabilities.

By Representatives Gielow, Nischke, Ainsworth, Albers, Bies, Gunderson, Hahn, Hines, Hundertmark, McCormick, Nerison, Ott and Strachota; cosponsored by Senators Darling, Lassa and Roessler.

To committee on **Insurance**.

Assembly Bill 160

Relating to: examination required for registration as a loan originator.

Passage:

Ayes: 9 – Representatives Hundertmark, Freese, Kreibich, Townsend, Vos, Richards, Sherman, Shilling and Molepske.

Noes: 4 – Representatives J. Fitzgerald, Kleefisch, Zepnick and Fields.

To committee on **Rules**.

JEAN HUNDERTMARK

Chairperson

Committee on Financial Institutions

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

Assembly Bill 409

Relating to: the authority of the Department of Natural Resources to enforce certain violations of the trespass law; revocation, suspension, and denial of certain approvals and privileges relating to wild animals and plants for certain violations of the trespass law; the imposition of a surcharge on a forfeiture for certain violations of the trespass law; service outside the state of forfeiture citations issued for violations of certain natural resources laws; title to wild animals; operation of snowmobiles and all-terrain vehicles on land without permission; and providing a penalty.

Passage:

Ayes: 12 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Steinbrink, Van Akkeren and Molepske.

Noes: 3 – Representatives Black, Gronemus and Hebl.

To joint committee on **Finance**.

SCOTT GUNDERSON

Chairperson

Committee on Natural Resources

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Amended and concurred in as amended:

Assembly Bill 105 (Senate Substitute Amendment 1 adopted)

COMMITTEE REPORTS

The committee on **Financial Institutions** reports and recommends:

ACTION ON THE SENATE MESSAGE

Assembly Bill 105

Relating to: state contractual service contracting procedures and information and fiscal estimate cost

mitigation analyses, granting rule-making authority, and providing an exemption from and extending the time limit for emergency rule procedures.

By Representatives Gottlieb, Jensen, Davis, Gronemus, Gunderson, Hahn, Hines, Honadel, Kaufert, Krawczyk, F. Lasee, LeMahieu, McCormick, Moulton, Musser, Nass, Nischke, Ott, Owens, Pridemore, Staskunas and Van Roy; cosponsored by Senators Cowles, Ellis, Brown, Darling, S. Fitzgerald, Kapanke, A. Lasee, Lazich, Leibham, Olsen, Roessler and Zien.

To committee on **Rules**.

COMMUNICATIONS

October 5, 2005

Mr. Patrick Fuller
Chief Clerk
17 West Main Street, Room 208
Madison, WI 53708

Dear Patrick:

Representative Don Pridemore will replace Representative Sheryl Albers on the Assembly Judiciary Committee for the remainder of this session.

Please call Ellen Nowak of my office if you have any questions.

Sincerely,
JOHN G. GARD
Speaker

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Veterans Affairs
Madison

September 30, 2005

To the Honorable, the Legislature:

In accordance with Wis. Stats. s. [45.35 \(3d\)\(b\)](#), the Wisconsin Department of Veterans Affairs and the Wisconsin Council on Veterans Programs jointly submit the biennially report to the chief clerk of each house of the legislature for distribution to the legislature under s. [13.172 \(2\)](#), including a general summary of the activities and membership over the past two years of the council and each organization on the council.

Inactive Council member organizations:
Veterans of WWI

American Red Cross
Federation for Culturally Diverse Veterans

The information contained in the report was compiled by WDVA staff and the Council Chair from materials submitted by the representative from each organization on the Council.

Please do not hesitate to contact me at (608) 266-1315 for further information or assistance.

Sincerely,
JOHN A. SCOCOS
Secretary

Referred to committee on **Veterans and Military Affairs**.

State of Wisconsin
Office of State Employment Relations
Madison

September 2005

To the Honorable, the Legislature:

It is with great pleasure that we present the July 1, 2003– June 30, 2005 annual report from the State Council on Affirmative Action. The report details the Council's activities and specifically highlights both the Fourth and Fifth Annual Diversity Awards that are provided to agencies and universities with the most productive initiatives and best practices in affirmative action and diversity.

The State Council on Affirmative Action is in its 28th year of operation and continues to explore new ideas in order to foster measurable progress towards an equitable and diverse work force in state government and the University of Wisconsin system.

The efforts of the Council have strived to compliment the mission of the Division of Affirmative Action and the Office of State Employment Relations, which is to provide innovative human resources leadership and strategic direction to Wisconsin State Government in order to maximize the quality and diversity of the state's workforce.

I am convinced that the efforts of the Council will continue forward to increase the opportunities of both Wisconsin State Government and the University System to achieve diversity in all applicable procedures and practices. We look forward to many more productive and prosperous years of growth for this effort.

Sincerely,
KAREN E. TIMBERLAKE
Director

Referred to committee on **Labor**.