



# STATE OF WISCONSIN Assembly Journal

## Ninety-Seventh Regular Session

THURSDAY, October 13, 2005

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

### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 573** offered by Representative Gottlieb.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 749**

Relating to: repair of common elements of a condominium.

By Representatives Gundrum, Nischke, Hines, Ott and Owens.

To committee on **Housing**.

#### **Assembly Bill 750**

Relating to: the assessment of forfeitures by the Department of Commerce for violating certain licensing requirements and granting rule-making authority.

By Representatives Hines, Wasserman, Ott, Turner, Kerkman, Berceau, Grigsby, Hundertmark and Staskunas; cosponsored by Senators Darling, Plale and Hansen.

To committee on **Public Health**.

#### **Assembly Bill 751**

Relating to: requiring a court to establish a father's obligation for birth expenses.

By Representatives Kestell, Gunderson, Hahn, Hines, Lehman, LeMahieu, Musser, Ott, Strachota, Van Roy and Vos; cosponsored by Senators Roessler, Brown, Darling and Lassa.

To committee on **Children and Families**.

#### **Assembly Bill 752**

Relating to: mandatory testing of persons involved in certain motor vehicle accidents and providing a penalty.

By Representatives Wieckert, Zepnick, Molepske, Berceau, Townsend, Owens, McCormick and Ott; cosponsored by Senators Leibham, Roessler and Darling.

To committee on **Criminal Justice and Homeland Security**.

#### **Assembly Bill 753**

Relating to: car pool vehicle lanes.

By Representatives Wieckert, Molepske, Owens, Berceau, Townsend and Davis; cosponsored by Senator Cowles.

To committee on **Transportation**.

#### **Assembly Bill 754**

Relating to: requiring a Wisconsin Works grant recipient who is a custodial parent with an infant to attend parenting skills training and to meet with a financial and employment planner.

By Representatives Towns, Kestell, Nischke, Honadel, Strachota, Ainsworth, Wieckert, Musser, Suder, Townsend, Lothian, Vos, Krawczyk, Albers, Owens, Hines and Ott; cosponsored by Senators Roessler and Olsen.

To committee on **Children and Families**.

#### **Assembly Bill 755**

Relating to: designating the bridge on STH 141 in the town of Lena in Oconto County as the Nichole M. Frye Memorial Bridge.

By Representative Gard; cosponsored by Senator Hansen.

To committee on **Transportation**.

#### **Assembly Bill 756**

Relating to: the apportionment of law enforcement services costs among counties and municipalities and creating a police services levy limit for certain counties.

By Representatives Underheim, Gottlieb, Berceau, Steinbrink, Van Akkeren, Hines and Ward.

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

#### **Assembly Bill 757**

Relating to: the required general fund balance, grants for the treatment of aquatic invasive species infestations in inland waters, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

By Representatives Meyer, Gard, Friske, M. Williams, Moulton, Vrakas, Mursau, Rhoades and Kleefisch; cosponsored by Senators Harsdorf and Stepp.

To committee on **Natural Resources**.

**Assembly Bill 758**

Relating to: the use of golf carts in a certain state park and state forest and providing rule-making authority.

By Representatives Mursau and Gard; cosponsored by Senator Breske.

To committee on **Natural Resources**.

**Assembly Bill 759**

Relating to: exemptions from permit requirements for certain activities affecting navigable inland lakes.

By Representative Underheim.

To committee on **Natural Resources**.

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**COMMITTEE REPORTS**

The committee on **Health** reports and recommends:

**Assembly Bill 258**

Relating to: prescription drug labels.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 – Representatives Underheim, Gielow, Wieckert, Krawczyk, Hundertmark, Strachota, Moulton, Wasserman, Shilling, Vruwink, Benedict and Nelson.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Underheim, Gielow, Wieckert, Krawczyk, Hundertmark, Strachota, Moulton, Wasserman, Shilling, Vruwink, Benedict and Nelson.

Noes: 0.

To committee on **Rules**.

*GREGG UNDERHEIM*  
Chairperson  
Committee on Health

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**SPEAKER'S COMMUNICATIONS**

October 11, 2005

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

Dear Mr. Fuller:

Pursuant to Assembly Rule [42\(3\)\(c\)](#), I am withdrawing Assembly Bills 744 and 745 from the Committee on Ways and Means and re-referring them to the Committee on Energy and Utilities. I have the consent of Representative Jeff Wood, chairman of the Ways and Means Committee.

Sincerely,  
*JOHN G. GARD*  
Speaker

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**EXECUTIVE COMMUNICATIONS**

State of Wisconsin  
Office of the Governor  
Madison

October 13, 2005

To the Honorable Members of the Assembly:

The following bills, originating in the Assembly, 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>
<b>Assembly Bill 214</b> . . . . .	44 . . . . .	October 13, 2005
<b>Assembly Bill 39</b> . . . . .	45 . . . . .	October 13, 2005
<b>Assembly Bill 193</b> . . . . .	46 . . . . .	October 13, 2005
<b>Assembly Bill 296</b> . . . . .	47 . . . . .	October 13, 2005
<b>Assembly Bill 316</b> . . . . .	48 . . . . .	October 13, 2005

Respectfully submitted,  
*JIM DOYLE*  
Governor

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**COMMUNICATIONS**

October 12, 2005

Patrick Fuller  
Assembly Chief Clerk  
208 Risser Justice Center  
Madison, WI 53708

Dear Patrick:

I respectfully request that my name be added as co-sponsor of Assembly Bill 726 relating to: allowing schools and local governmental units to claim refunds of the motor vehicle fuel tax and making an appropriation. This bill was introduced by Representative Ballweg on October 3, 2005.

I appreciate your assistance with this matter.

Sincerely,  
*CAROL ROESSLER*  
State Senator  
18th Senate District

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**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Department of Administration  
Madison

September 30, 2005

To the Honorable, the Legislature:

This report is transmitted as required by s. [20.002\(11\)\(f\)](#), Wisconsin Statutes, (for distribution to the appropriate standing committees under s. [13.172\(3\)](#), Wisconsin Statutes) 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 cash balances during the month of August 2005.

On August 1, 2005, the **General Fund** cash balance closed at a negative \$410.0 million. The fund’s negative cash balance continued until August 30, 2005, when the fund’s cash balance closed at a positive \$12.3 million. The **General Fund** cash balance reached its intramonth low of a negative \$589.2 million on August 10, 2005. The negative balance was due to the difference in the timing of revenues and expenditures.

On August 1, 2005, the **Medical Assistance Trust Fund** cash balance closed at its intramonth low of a negative \$2.2 million. The fund’s negative cash balance continued until August 23, 2005, when the fund’s cash balance closed at a positive \$0.6 million. The negative balance was due to the difference in the timing of revenues and expenditures.

On August 24, 2005, the **Tuition Trust Fund** cash balance closed at its intramonth low of a negative \$116 thousand. This negative balance continued until August 26, 2005, when the fund’s cash balance closed at a positive \$84 thousand. The negative balance was due to the difference in the timing of revenues and expenditures.

The General Fund, the Medical Assistance Trust Fund, and the Wisconsin Health Education Loan Repayment 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 committee on **Ways and Means**.

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Supreme Court of Wisconsin  
Director of State Courts  
Madison

September 30, 2005

To the Honorable, the Legislature:

Pursuant to s. 758.19 (5)(i), Wis. Stats., the information reported to the Director of State Courts under ss. 758.19 (5)(e) and 758.19 (6)(d), Wis. Stats., by Wisconsin’s counties has been compiled and is herein submitted. Under ss. 758.19 (5)(e) and 758.19 (6)(d), Wis. Stats., each county is required to submit an annual report to the Director of State Courts which provides information on the actual amount expended in the previous calendar year for court costs relating to the circuit court support and the guardian ad litem payments programs.

Sincerely,  
*A. JOHN VOELKER*  
Director of State Courts

Referred to committee on **Children and Families**.

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State of Wisconsin  
University of Wisconsin Hospital and Clinics  
Madison

October 2005

To the Honorable, the Legislature:

The University of Wisconsin Hospitals and Clinics Authority (UWHCA) was created in 1995 by Chapter 233, Wisconsin Statutes, to assume operations of the University of Wisconsin Hospitals and Clinics (UWHC), effective June 29, 1996. Section 233.04 (1) requires the Authority to submit an annual report to the Wisconsin Legislature on its “patient care, education, research and community service activities and accomplishments.” UWHCA is governed by a Board of Directors. The composition of the Board and means of selecting members are specified by Chapter 233, Wisconsin Statutes, which provides for 13 voting members and two non-voting members.

Referred to committee on **Health**.