



STATE OF WISCONSIN Assembly Journal

Ninety-Seventh Regular Session

MONDAY, November 14, 2005

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 492** offered by Representative Underheim.

Assembly substitute amendment 1 to **Assembly Bill 718** offered by Representative Wieckert.

Assembly substitute amendment 1 to **Assembly Bill 750** offered by Representative Hines.

Assembly amendment 1 to **Assembly Bill 798** offered by Representative Moulton.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 824

Relating to: domestic partnership.

By Representatives Boyle, Zepnick, Berceau, Black, Turner, Richards and Parisi; cosponsored by Senators Risser and Carpenter.

To committee on **Judiciary**.

Assembly Bill 825

Relating to: specialized registration plates for surviving spouses.

By Representatives Musser, Petrowski, M. Williams, Nischke, Gundrum, Sheridan, Pettis, Travis, Suder, Albers, Hahn, Owens, Lothian, Lehman, Hines, McCormick, Bies and Ott; cosponsored by Senators Roessler, Kapanke, Brown and Grothman.

To committee on **Transportation**.

Assembly Bill 826

Relating to: prohibiting a person responsible for a child's welfare while the child is being transported in a child care vehicle from leaving the child unattended and providing penalties.

By Representatives Grigsby, Sinicki, Toles, Fields, Lothian, Krusick, Sheridan, Bies, Berceau, Ott, A. Williams,

Turner, Colon, Staskunas, Hines and McCormick; cosponsored by Senators Coggs, Lassa, Taylor, Erpenbach, Plale, Hansen and Robson.

To committee on **Children and Families**.

Assembly Bill 827

Relating to: prohibiting an insurer from requiring a certain vendor for repairing a motor vehicle.

By Representatives Shilling, Kerkman, Petrowski, Albers, Fields, Freese, Kreuser, Lehman, Lothian, Montgomery, Musser, Nelson, Owens, Sheridan, Sinicki, Van Roy, Vos and Zepnick; cosponsored by Senators Wirch, Brown, Breske, Erpenbach, Hansen, Jauch, A. Lasee and Miller.

To committee on **Insurance**.

Assembly Bill 828

Relating to: the regulation of optometrists, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Hundertmark, Underheim, Kestell, Musser, Davis, Krawczyk, Kerkman, Strachota, Pope-Roberts, Towns, Hahn, Wasserman, Ott, Gielow, Nischke, Hebl, Vos, Ainsworth, Hines, Seidel, Nelson, Kreibich and Albers; cosponsored by Senators Brown, Roessler, Darling, Olsen, Robson, Jauch, Erpenbach and Decker.

To committee on **Health**.

Assembly Bill 829

Relating to: expanding the Volunteer Health Care Provider Program to include provision of services to students from 4-year-old kindergarten to grade 6 in public elementary schools, charter schools, and private schools that participate in the Milwaukee Parental Choice Program and expanding the definition of volunteer health care provider.

By Representatives Richards, Vukmir, Benedict, Zepnick, Krawczyk, Musser, Fields, Turner, Jeskewitz, Townsend, Berceau, Hundertmark, Hebl, Parisi, Ballweg, Ott, Kreibich, Hahn, Seidel and Gunderson; cosponsored by Senators Plale, Carpenter and Darling.

To committee on **Education Reform**.

Assembly Bill 830

Relating to: anatomical gifts and the powers and duties of coroners and medical examiners.

By Representatives Wieckert, Vruwink, Musser, Gronemus, Bies, Schneider, Hahn, Jeskewitz, Vos, Townsend, McCormick, Shilling, Albers, Lehman, Gunderson, Kreibich, Gielow, Wasserman, Underheim,

Krawczyk, Owens, Zepnick, Boyle, Kestell, Van Roy, Ainsworth, Nelson, Strachota, Ott, Nass and Ballweg; cosponsored by Senators A. Lasee, Breske, Olsen, Risser, Leibham, Hansen, Darling, Erpenbach, Lassa, Cowles and Kedzie.

To committee on **Health**.

Assembly Bill 831

Relating to: increasing birth certificate fees and making appropriations.

By Representatives Kestell and Seidel; cosponsored by Senators Olsen and Miller.

To committee on **Children and Families**.

COMMITTEE REPORTS

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

Assembly Bill 15

Relating to: ethanol requirements in automotive gasoline, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

Assembly Amendment 2 to Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives Ott, Nerison, Ainsworth, Petrowski, Hines, M. Williams, Loeffelholz, Towns, Gronemus, Vruwink, Ziegelbauer, Molepske and Parisi.

Noes: 1 – Representative Suder.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 – Representatives Ott, Nerison, Ainsworth, Petrowski, Hines, Suder, M. Williams, Loeffelholz, Towns, Gronemus, Vruwink and Molepske.

Noes: 2 – Representatives Ziegelbauer and Parisi.

Passage as amended:

Ayes: 12 – Representatives Ott, Nerison, Ainsworth, Petrowski, Hines, Suder, M. Williams, Loeffelholz, Towns, Gronemus, Vruwink and Molepske.

Noes: 2 – Representatives Ziegelbauer and Parisi.

To committee on **Rules**.

ALVIN OTT
Chairperson
Committee on Agriculture

The committee on **Criminal Justice and Homeland Security** reports and recommends:

Assembly Bill 364

Relating to: causing injury or death while operating a vehicle after suspension or revocation of an operating privilege and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Vukmir, Turner, Krusick, Black, Kessler and Grigsby.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Vukmir, Turner, Krusick and Black.

Noes: 2 – Representatives Kessler and Grigsby.

To committee on **Rules**.

Assembly Bill 763

Relating to: carrying a concealed weapon, possessing or transporting a firearm under certain circumstances, background checks for handgun purchases, photographic identification cards for retired law enforcement officers, requiring the exercise of rule-making authority, providing an exemption from rule-making authority, and providing penalties.

Assembly Substitute Amendment 1 adoption:

Ayes: 7 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

Noes: 5 – Representatives Turner, Krusick, Black, Kessler and Grigsby.

Passage as amended:

Ayes: 7 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

Noes: 5 – Representatives Turner, Krusick, Black, Kessler and Grigsby.

To joint committee on **Finance**.

SCOTT SUDER
Chairperson
Committee on Criminal Justice and
Homeland Security

The committee on **Education Reform** reports and recommends:

Assembly Bill 631

Relating to: the creation of the Tribal Charter School Authorizing Board, the establishment of charter schools by the board, and making an appropriation.

Passage:

Ayes: 5 – Representatives Vukmir, Wood, Nischke, Pridemore and A. Williams.

Noes: 4 – Representatives Nass, Towns, Sinicki and Lehman.

To joint committee on **Finance**.

Senate Bill 206

Relating to: transportation for pupils participating in the open enrollment program.

Concurrence:

Ayes: 9 – Representatives Vukmir, Nass, Towns, Wood, Nischke, Pridemore, Sinicki, A. Williams and Lehman.

Noes: 0.

To committee on **Rules**.

LEAH VUKMIR
Chairperson
Committee on Education Reform

The committee on **Family Law** reports and recommends:

Assembly Bill 526

Relating to: requiring a child's parent to provide a health insurance identification card to the child's other parent.

Passage:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

To committee on **Rules**.

Assembly Bill 531

Relating to: granting a parent electronic communication with a child.

Assembly Amendment 1 adoption:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

To committee on **Rules**.

Assembly Bill 660

Relating to: legal custody of a child who was initially taken into custody under circumstances in which the child's parent relinquished custody of the child and whose parents' parental rights to the child have been terminated.

Passage:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

To committee on **Rules**.

Assembly Bill 688

Relating to: the age at which an adoptee may obtain identifying information about his or her birth parents.

Passage:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

To committee on **Rules**.

Senate Bill 244

Relating to: granting a parent electronic communication with a child.

Concurrence:

Ayes: 6 – Representatives Owens, Kestell, Albers, Ballweg, Cullen and Krusick.

Noes: 0.

To committee on **Rules**.

CAROL OWENS
Chairperson
Committee on Family Law

The committee on **Small Business** reports and recommends:

Assembly Bill 742

Relating to: transferring a permit to operate a hotel, restaurant, bed and breakfast, rooming house, or vending machine.

Assembly Amendment 1 adoption:

Ayes: 8 – Representatives Van Roy, Honadel, M. Williams, Ballweg, Mursau, Sheridan, Fields and Hebl.

Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Van Roy, Honadel, M. Williams, Ballweg, Mursau, Sheridan, Fields and Hebl.

Noes: 0.

To committee on **Rules**.

KARL VAN ROY
Chairperson
Committee on Small Business

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

Assembly Bill 651

Relating to: certain underage persons possessing, consuming, or being provided alcohol beverages, creating an underage service member surcharge, and providing a penalty.

Passage:

Ayes: 7 – Representatives J. Fitzgerald, Kleefisch, Musser, Gundrum, Krawczyk, Petrowski and Young.

Noes: 2 – Representatives Toles and Benedict.

To committee on **Rules**.

JEFF FITZGERALD
Chairperson
Committee on State Affairs

The committee on **Ways and Means** reports and recommends:

Assembly Bill 614

Relating to: the settlement of personal property taxes on improvements to leased land.

Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

To committee on **Rules**.

Assembly Bill 622

Relating to: creating an income and franchise tax credit for work provided by community rehabilitation programs and granting rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

To joint committee on **Finance**.

Assembly Bill 623

Relating to: an income and franchise tax credit for sales and use taxes paid on the purchase of electricity used in research and development.

Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

To joint committee on **Finance**.

Assembly Bill 625

Relating to: the sale of tangible personal property that is delivered in this state.

Passage:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

To joint committee on **Finance**.

JEFFREY WOOD

Chairperson

Committee on Ways and Means

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 50
Senate Joint Resolution 51

Passed and asks concurrence in:

Senate Bill 1
Senate Bill 24
Senate Bill 186
Senate Bill 221
Senate Bill 248
Senate Bill 272
Senate Bill 273
Senate Bill 282
Senate Bill 288
Senate Bill 310
Senate Bill 338
Senate Bill 361
Senate Bill 386
Senate Bill 402

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 50

Relating to: the life and public service of Gloria Kirking.

By Senators Olsen, A. Lasee, Darling, Kapanke, Miller, Kedzie and Cowles; cosponsored by Representatives Hines, Albers, Hundertmark, Petrowski, Montgomery, Jeskewitz, Krawczyk, McCormick, Underheim, Bies, Gunderson, Owens and Van Roy.

To committee on **Rules**.

Senate Joint Resolution 51

Relating to: life and public service of Harold J. Reckelberg.

By Senator A. Lasee; cosponsored by Representative Bies.

To committee on **Rules**.

Senate Bill 1

Relating to: creation of a Government Accountability Board, making appropriations, and providing penalties.

By Senators Ellis, Cowles, Harsdorf and Risser; cosponsored by Representatives McCormick, Musser, Pope-Roberts, Hines, Albers and Hahn.

To committee on **Campaigns and Elections**.

Senate Bill 24

Relating to: threats to social service workers, juvenile intake workers, child support workers, or school employees and providing a penalty.

By Senators Brown, Roessler and Stepp; cosponsored by Representatives Musser, Ziegelbauer, Shilling, Lothian, Bies, Hines, Ott and Stone.

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

Senate Bill 186

Relating to: providing immunity from civil liability for users, owners, and providers of automatic defibrillators for acts or omissions in rendering emergency care in good faith.

By Senators Leibham, Lassa, Roessler, Olsen, Cowles, A. Lasee, Stepp, Grothman, Erpenbach, Robson, Darling, Brown, Harsdorf and Kedzie; cosponsored by Representatives Wasserman, Montgomery, Gronemus, Ainsworth, Musser, Vos, Gielow, Ott, Townsend, Nass, Kestell, Hahn, Davis, Petrowski, Albers, Vrakas, Van Akkeren, Hines, Lothian, Van Roy, Loeffelholz, F. Lasee, Freese, Berceau, Lehman, Poca, Pope–Roberts, Pridemore, Sheridan, Staskunas and Turner.

To committee on **Judiciary**.

Senate Bill 221

Relating to: the provision of information regarding shaken baby syndrome and impacted babies to the parents of newborn infants, training regarding shaken baby syndrome and impacted babies for day care providers, and instruction regarding shaken baby syndrome and impacted babies for middle school and high school pupils; and granting rule-making authority.

By Senators Lassa, Olsen, Roessler, Plale, Breske, Erpenbach, Kanavas, Brown, Robson, Coggs, Hansen, Darling, Wirch and Miller; cosponsored by Representatives Kerkman, Berceau, Sheridan, Jensen, Sinicki, Hines, Lehman, Turner, Petrowski, Hahn, Bies, Seidel, Shilling, Albers, Grigsby, Krusick, Ott, Fields, Cullen, McCormick, M. Williams and Davis.

To committee on **Children and Families**.

Senate Bill 248

Relating to: aiding a felon and providing penalties.

By Senators Olsen and Roessler; cosponsored by Representatives Krusick, Musser, Townsend, Hines, Ott and Zepnick.

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

Senate Bill 272

Relating to: the organization and funding of public libraries and public library systems and granting rule-making authority.

By Senators Leibham and Breske; cosponsored by Representatives Freese, Albers, Kestell, Bies, Petrowski, Davis, Ott, Seidel, McCormick, Lehman, Pope–Roberts, Van Akkeren and Hahn.

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

Senate Bill 273

Relating to: various changes to the statutes governing public libraries.

By Senators Leibham and Breske; cosponsored by Representatives Freese, Albers, Kestell, Bies, Petrowski, Davis, Ott, Seidel, McCormick, Lehman, Pope–Roberts, Van Akkeren, Kreuser and Hahn.

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

Senate Bill 282

Relating to: special distinguishing registration plates associated with the Wisconsin Women’s Health Foundation and making an appropriation.

By Senators Kapanke, Brown, Darling, Jauch, Lassa, Robson, Roessler and Hansen; cosponsored by Representatives Shilling, Strachota, Albers, Ballweg, Berceau, Davis, Freese, Gielow, Hines, Hundertmark, Krawczyk, Lothian, McCormick, Montgomery, Musser, Pettis, Travis, Vrakas and Wasserman.

To committee on **Transportation**.

Senate Bill 288

Relating to: coverage of certain health care costs in cancer clinical trials.

By Senators Stepp, Roessler, Brown, Darling, Erpenbach, Hansen, Kanavas, A. Lasee, Lassa, Olsen, Risser, Wirch and Zien; cosponsored by Representatives Gunderson, Davis, Wasserman, Albers, Ballweg, Benedict, Berceau, Bies, Boyle, Fields, Gronemus, Hahn, Hines, Kaufert, Krawczyk, Kreibich, Kreuser, Lehman, Lothian, Molepske, Montgomery, Musser, Nelson, Ott, Pettis, Sheridan, Steinbrink, Townsend, Turner, Van Akkeren, Van Roy, Vos and Vruwink.

To committee on **Insurance**.

Senate Bill 310

Relating to: school policies on bullying.

By Senators Kedzie, Coggs, Carpenter, A. Lasee, Wirch, Brown, Zien, Roessler and Lassa; cosponsored by Representatives Jeskewitz, Lothian, Kerkman, Turner, Fields, Davis, Lehman, Ott, Townsend, Owens and Pope–Roberts.

To committee on **Education**.

Senate Bill 338

Relating to: the prohibition against a public officer or employee having a private interest in a public contract.

By Senators Kanavas, Risser, Stepp, Roessler, Lassa, Miller and Wirch; cosponsored by Representatives Lamb, Berceau, Kreibich, Kaufert, Jensen, Davis, Pettis, Underheim, M. Williams, Seidel, Hines, Sheridan, Turner, Black, Travis, Shilling and Towns.

To committee on **Colleges and Universities**.

Senate Bill 361

Relating to: allowing the use of technologies other than fingerprint cards for background checks related to teacher licensing and changing a statutory reference to reflect the name change of the Wisconsin Council of Religious and Independent Schools (suggested as remedial legislation by the Department of Public Instruction).

By Law Revision Committee.

To committee on **Education**.

Senate Bill 386

Relating to: immunity from civil liability for providing safety services related to the inspection and installation of child safety restraint systems in motor vehicles.

By Senator Stepp; cosponsored by Representative Lamb.
To committee on **Judiciary**.

Senate Bill 402

Relating to: actions against manufacturers, distributors, sellers, and promoters of products.

By Senators Kanavas, Schultz, S. Fitzgerald, Darling, Reynolds, Stepp, Leibham, Grothman, Harsdorf, Kedzie, A. Lasee, Cowles, Olsen and Roessler; cosponsored by Representatives Wieckert, Huebsch, Nischke, Honadel, Jeskewitz, Ott, Stone, Albers, Gunderson, Musser, Lothian, Hahn, Nass, F. Lasee, Bies, Petrowski, Ainsworth and LeMahieu.

To committee on **Rules**.

ENROLLED BILLS

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

- Assembly Bill 27**
- Assembly Bill 40**
- Assembly Bill 56**
- Assembly Bill 93**
- Assembly Bill 166**
- Assembly Bill 167**
- Assembly Bill 178**
- Assembly Bill 384**
- Assembly Bill 385**
- Assembly Bill 410**
- Assembly Bill 425**
- Assembly Bill 436**
- Assembly Bill 464**
- Assembly Bill 512**
- Assembly Bill 664**
- Assembly Bill 679**
- Assembly Bill 764**
- Assembly Bill 765**
- Assembly Bill 766**
- Assembly Bill 783**
- Assembly Bill 787**

PATRICK E. FULLER
Assembly Chief Clerk

REFERENCE BUREAU CORRECTIONS

Assembly Substitute Amendment 1 to **Assembly Bill 763**

1. Page 3, line 1: after “(d)” insert a comma.
2. Page 4, line 21: delete that line.
3. Page 4, line 22: delete “29.091 (2)”.
4. Page 51, line 17: delete “out-of-of state” and substitute “out-of-state”.

Senate Amendment 3 to **Senate Bill 1**

In engrossing, the following corrections were made:

1. Page 1, line 2: before that line insert:
“1g. Page 2, line 12: delete”, making appropriations.”.”.
Note: Adds item amending the relating clause of Senate Bill 1 to reflect the fact that Senate Amendment 3 removes the material in the bill that makes appropriations.
2. Page 1, line 2: delete “1” and substitute “1r”.
3. Page 3, line 5: after that line insert:
“21m. Page 57, line 1: delete “, (4), and (5)” and substitute “and (4)”.”.

COMMUNICATIONS

November 10, 2005

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

Dear Chief Clerk Fuller:

Please remove my name from the list of co-sponsors of Assembly Bill 268. Please feel free to contact me if you have any questions.

Sincerely,
KARL VAN ROY
90th Assembly District

November 14, 2005

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

Dear Chief Clerk Fuller:

Please add me as a co-sponsor of Assembly Bill 625. Thank you.

Sincerely,
BOB ZIEGELBAUER
State Representative
25th Assembly District

November 14, 2005

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

Dear Chief Clerk Fuller:

Please add me as a co-sponsor to Assembly Bill 723, relating to authorization for counties to provide length-of-service awards for emergency medical technicians who perform services for the county.

Thank you!

Sincerely,
RON BROWN
State Senator
31st Senate District

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Health and Family Services
Madison

November 1, 2005

To the Honorable, the Legislature:

As required by s. 250.03 (3)(b) of the Wisconsin Statutes, I am pleased to submit to you the first biennial report on the preparedness of the Wisconsin public health system to address public health emergencies. The Department of Health and Family Services' Division of Public Health manages two major federal grants for public health and hospital preparedness and response to bioterrorism, outbreaks of infectious disease, and other public health threats and emergencies. The Division of Public Health approach to implementing preparedness initiatives has been that of multi-agency cooperation, regionalization, and the dual-use enhancement of state and local public health infrastructure.

If you have any questions about this report, please contact Steven Marshall, Public Health Preparedness Program Director in the Division of Public Health at (608) 266-9783 or marshs@dhfs.state.wi.us.

Sincerely,
HELENE NELSON
Secretary

Referred to committee on **Public Health**.

State of Wisconsin
Department of Administration
Madison

November 4, 2005

To the Honorable, the Legislature:

In compliance with Wisconsin statute 16.548, please find the Wisconsin Office of Federal/State Relations quarterly report to be submitted to the Legislature for the third quarter of 2005. This report provides information on the activities of the office and the status of federal legislation of concern to the state of Wisconsin.

Please contact me if you have any questions about this material.

Sincerely,
STEPHEN E. BABLITCH
Secretary

Referred to committee on **State-Federal Affairs**.

State of Wisconsin
College Savings Program Board
Madison

November 8, 2005

To the Honorable, the Legislature:

We are pleased to submit the College Savings Program Annual Report for the 2004-2005 Fiscal Year ending June 30, 2005. This eighth annual report covers the EdVest and *tomorrow's scholar* plans, including key developments in the program over the past fiscal year and summaries of the financial audit and actuarial valuation. The program experienced significant growth and success in FY05. As of June 30, we were meeting the college savings needs of nearly 200,000 families nationwide with over \$1.4 billion in assets under management.

Highlights for the year:

Wells Fargo purchased Strong Financial Corporation and assumed the contracts for management of the program in a seamless transition.

The Board hired Evaluation Associates, Inc. to provide ongoing independent monitoring of investment performance of all program portfolios.

All investment options were improved and fees were lowered as part of a September 2005 "re-launch" of the program.

The College Savings Program Board and staff look forward to continued growth with quality service to participants in this exciting program. If you have any questions regarding the EDVEST Annual Report, please contact Marty Olle at 264-7886.

Sincerely,
SENATOR ALBERTA DARLING
Chair, College Savings Program Board
STATE TREASURER JACK C. VOIGHT
Vice-Chair, College Savings Program Board

Referred to committee on **Colleges and Universities**.

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

November 11, 2005

To the Honorable, the Assembly:

At the request of the departments of Commerce and Administration, and in accordance with s. 13.94(1s), Wis. Stats., we have completed a financial audit of the State of Wisconsin Petroleum Inspection Fee Revenue Obligations Program for the fiscal years ending June 30, 2005, and June 30, 2004. We express our unqualified audit opinion on the Statement of Changes in Program Assets and related notes.

Under the Petroleum Inspection Fee Revenue Obligations Program, the State issues revenue obligations, such as bonds and commercial paper, to provide financing for payment of claims under the Petroleum Environmental Cleanup Fund Award (PECFA) program. The obligations are not general obligation debt of the State. Instead, the revenue obligations

are to be repaid primarily from the fee charged to suppliers for petroleum products sold in Wisconsin and collected by the Department of Revenue. This fee, which is established in s. 168.12(1), Wis. Stats., has been \$0.03 per gallon since before the revenue obligations program was established in January 2000, and it will remain in effect through April 30, 2006.

As provided for in 2005 Wisconsin Act 25, the petroleum inspection fee will be reduced to \$0.02 per gallon effective May 1, 2006, which will result in a decline in the petroleum inspection fee revenues available to fund debt service for the revenue obligations. While the ratings for the petroleum inspection fee revenue bonds remain unchanged, one bond rating agency recently revised its long-term rating outlook from stable to negative. Nevertheless, the Department of Administration expects that future petroleum inspection fee revenues will be sufficient to fully meet debt service requirements.

We appreciate the courtesy and cooperation extended to us during the audit by staff of the departments of Commerce, Administration, and Revenue.

Respectfully submitted,
JANICE MUELLER
State Auditor