

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

WEDNESDAY, October 5, 2005

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

CHIEF CLERK’S ENTRIES

The Chief Clerk makes the following entries dated Thursday, September 29, 2005.

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has concurred in:

Senate Bill 218
Senate Bill 266
Senate Joint Resolution 36

Senate amendment 1 to **Senate Bill 331** offered by Senator Reynolds.

The Chief Clerk makes the following entries dated Friday, September 30, 2005.

Read first time and referred:

Senate Bill 354

Relating to: authorizing medically related actions by advanced practice nurse prescribers and physician assistants.

By Senators Cowles, Robson, Olsen, A. Lasee, Darling, Erpenbach, Grothman and Reynolds; cosponsored by Representatives Vukmir, Richards, Underheim, Albers, Hundertmark, Krawczyk, Nerison, LeMahieu, Gunderson, Sheridan, Seidel, Strachota, Wood, Lothian, Nelson, Townsend, Owens, Ott, Petrowski, Lehman, Kessler, Cullen, Kreibich and Gronemus.

To committee on **Health, Children, Families, Aging and Long Term Care**.

Senate Bill 355

Relating to: requiring certain identification in order to vote at a polling place or obtain an absentee ballot, verification of the addresses of electors, absentee voting procedure in certain residential care apartment complexes and adult family homes, registration and voting procedures for certain persons who are

convicted of felonies, and the fee for an identification card issued by the Department of Transportation.

By Senators Decker and Breske; cosponsored by Representatives Cullen, Lehman, Sheridan, Van Akkeren and Shilling.

To committee on **Labor and Election Process Reform**.

Senate Bill 356

Relating to: choice of law in cases involving environmental claims under general liability insurance policies.

By Senators A. Lasee, Cowles, Wirch, Roessler and Cogs.
To committee on **Judiciary, Corrections and Privacy**.

State of Wisconsin

September 29, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Joint Resolution 41** be withdrawn from the committee on **Education** and rereferred to the committee on **Senate Organization**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin
Office of the Governor

September 19, 2005

The Honorable, The Senate:

Please withdraw the current nomination of Rich Verschay to the Pharmacy Examining Board expiring July 1, 2006. The paperwork nominating him for the seat expiring July 1, 2009 is forthcoming.

Sincerely,

JIM DOYLE
Governor

Senate 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.

Referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**, September 30, 2005.

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 27
Assembly Bill 69
Assembly Bill 95
Assembly Bill 97
Assembly Bill 127
Assembly Bill 128
Assembly Bill 133
Assembly Bill 155
Assembly Bill 184
Assembly Bill 188
Assembly Bill 201
Assembly Bill 230
Assembly Bill 264
Assembly Bill 286
Assembly Bill 308
Assembly Bill 340
Assembly Bill 345
Assembly Bill 375
Assembly Bill 384
Assembly Bill 410
Assembly Bill 426
Assembly Bill 436
Assembly Bill 444
Assembly Bill 479
Assembly Bill 510
Assembly Bill 512
Assembly Bill 522
Assembly Bill 534
Assembly Bill 606
Assembly Bill 636
Assembly Bill 646
Assembly Bill 648
Assembly Bill 657
Assembly Bill 679
Assembly Bill 684

Assembly Bill 27

Relating to: authorizing a program for tuition gift certificates at the University of Wisconsin System.

By Representatives Gottlieb, Kreibich, Ainsworth, Albers, Gard, Gielow, Gunderson, Hines, Jensen, Kaufert, Kerkman, Krawczyk, Loeffelholz, Lothian, Molepske, Musser, Nass, Nischke, Ott, Petrowski, Pettis, Pridemore, Rhoades, Stone, Towns, Underheim and Vos; cosponsored by Senators Leibham, Brown, Kedzie, Miller, Roessler and Stepp.

Read first time and referred to committee on **Higher Education and Tourism**.

Assembly Bill 69

Relating to: driver licenses and identification cards for aliens.

By Representatives Pettis, Vos, Kerkman, Suder, Hines, Vukmir, Nass, Kestell, Jeskewitz, Bies, Albers, Ott, Kreibich, Van Roy, Musser, Gunderson, Honadel, Vrakas, Hahn, McCormick, Freese, Gielow and Stone; cosponsored by Senators A. Lasee, Lassa, Grothman, Olsen, Reynolds and Roessler.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 95

Relating to: the definitions of motor bicycle and moped.

By Representatives Ainsworth, Hahn, Hines, Kerkman, Ott, Owens, Petrowski, Townsend and Van Roy; cosponsored by Senators Cowles, Breske and Risser.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 97

Relating to: displaying the empty weight on the side of certain motor vehicles.

By Representatives Ainsworth, Ballweg, Hahn, Hines, Musser, Nass, Ott, Owens, Stone, Townsend and Van Roy; cosponsored by Senators Kedzie, Cowles, A. Lasee, Olsen and Stepp.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 127

Relating to: falsifying title insurance documents and providing a penalty.

By Representatives Townsend, Nass, Van Roy, Hines, Lehman, Nelson, F. Lasee, Petrowski, Albers and Hundertmark; cosponsored by Senators Roessler and Miller.

Read first time and referred to committee on **Agriculture and Insurance**.

Assembly Bill 128

Relating to: the removal of fishing shanties or similar shelters.

By Representatives Pettis, Gronemus, Jeskewitz, Albers, Freese, Gunderson and Stone; cosponsored by Senators Grothman and Kedzie.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 133

Relating to: crossing a fire hose that is being used in an emergency situation.

By Representatives J. Fitzgerald, Owens, Ballweg, Black, Hines, Kerkman and Krawczyk; cosponsored by Senators Brown, S. Fitzgerald and Roessler.

Read first time and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Assembly Bill 155

Relating to: a municipality's and county's ability to eliminate certain nonconforming buildings or premises.

By Representatives Gunderson, Albers, Vos, Ainsworth, Gronemus, Hahn, Kerkman, Kestell, Krawczyk, LeMahieu, Musser, Nischke, Pettis, Suder, Towns, Townsend, Van Roy, Wood and McCormick; cosponsored by Senators Leibham, Reynolds and Breske.

Read first time and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Assembly Bill 184

Relating to: a prohibition against using state funds or resources or federal funds to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery to alter the appearance of a prisoner or forensic patient so that the prisoner or forensic patient appears more like the opposite gender.

By Representatives Suder, Gundry, Gronemus, Musser, Lothian, LeMahieu, Kleefisch, Montgomery, Pettis, Nischke, Kestell, Nass, Hines, Kerkman, Bies, Vos, Petrowski, Honadel,

Wood, Strachota, Jeskewitz, F. Lasee, Vrakas, Albers, Ballweg, Hahn, Kreibich, Moulton, Ott, Kaufert, Mursau, Van Roy, Gunderson and Nerison; cosponsored by Senators Kanavas, Zien, Olsen, A. Lasee, Reynolds, Cowles, Lazich, Brown, Leibham, S. Fitzgerald, Darling, Grothman, Roessler and Stepp.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 188

Relating to: prohibiting certain computer postings that invite harassment or obscene, lewd, or profane communication and providing a penalty.

By Representatives Friske, Schneider, Petrowski, Gronemus, Ott, Kerkman, Zepnick, Gunderson, Molepske, Owens, Townsend, Hundertmark, Musser, Van Roy, Hines, Albers, Krawczyk and Hahn; cosponsored by Senators Roessler, Olsen, Darling and Lazich.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 201

Relating to: the compatibility of the offices of coroner or medical examiner, and certain emergency services positions.

By Representatives Van Roy, Hahn, Bies, Gronemus, Townsend, Krawczyk, Ott, Gunderson, Seidel, Pettis, M. Williams, Petrowski, Nerison, Vrakas, Molepske, Berceau and Boyle; cosponsored by Senators Grothman, Risser, Olsen, Roessler and Erpenbach.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care.**

Assembly Bill 230

Relating to: the licensing of motor vehicle salvage dealers.

By Representatives Ainsworth, Albers, Friske, Gronemus, Hahn, Hines, Lamb, F. Lasee, Loeffelholz, Nerison, Ott, Owens, Pettis, Richards, Suder, Towns, Van Roy and Vrakas; cosponsored by Senators Cowles, Breske, S. Fitzgerald, A. Lasee, Miller and Olsen.

Read first time and referred to committee on **Natural Resources and Transportation.**

Assembly Bill 264

Relating to: increasing filing fees for municipal court actions.

By Representatives Kaufert, Townsend, Ainsworth, Ballweg, Bies, Gundrum, Hines, Jeskewitz, Musser, Ott, Owens, Pettis, Pridemore and Stone; cosponsored by Senators Roessler and Ellis.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 286

Relating to: bows used for hunting.

By Representatives Kestell, Gunderson, M. Williams, Hines, Pettis, Molepske, Owens, Musser, Hahn, Ott, Mursau, Albers, Kreibich, Lothian, Nerison and Krawczyk; cosponsored by Senators Reynolds and Grothman.

Read first time and referred to committee on **Natural Resources and Transportation.**

Assembly Bill 308

Relating to: establishing a clearinghouse for information about special education transition services and vocational opportunities that are available in each county.

By Representatives Owens, Albers, Davis, Gunderson, Hahn, Hines, Jeskewitz, Van Roy and Zepnick; cosponsored by Senators Roessler and Darling.

Read first time and referred to committee on **Education.**

Assembly Bill 340

Relating to: lighting and visibility marking requirements for certain agricultural vehicles and agricultural implements operated or towed upon a highway, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, providing an exemption from rule-making procedures, and requiring the exercise of rule-making authority.

By Representatives Ainsworth, Ott, Vos, Bies, Gronemus, Gunderson, Hahn, Hines, Hundertmark, Kerkman, Kestell, LeMahieu, Molepske, Mursau, Nerison, Petrowski, Towns and Ballweg; cosponsored by Senators Stepp, Cowles, Grothman, Harsdorf, Lassa and Roessler.

Read first time and referred to committee on **Agriculture and Insurance.**

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.

By Representatives M. Williams, Petrowski, Turner, Hahn and Albers; cosponsored by Senators Decker, Breske, Cowles and A. Lasee.

Read first time and referred to committee on **Natural Resources and Transportation.**

Assembly Bill 375

Relating to: the operation of all-terrain vehicles on highways for the purpose of certain types of access.

By Representatives Mursau, Gard, Ainsworth, Albers, Gunderson, Hines, Kaufert, Kleefisch, F. Lasee, Loeffelholz, McCormick, Montgomery, Musser, Ott, Owens, Petrowski, Pettis and Townsend; cosponsored by Senators Reynolds, Stepp and Grothman.

Read first time and referred to committee on **Natural Resources and Transportation.**

Assembly Bill 384

Relating to: the transfer of natural resources approvals, preference points, and preference categories and granting rule-making authority.

By Representatives Gunderson, Kestell, Gard, Ainsworth, Albers, Ballweg, Gronemus, Hundertmark, Krawczyk, Kreibich, Lamb, F. Lasee, Lothian, McCormick, Meyer, Montgomery, Musser, Ott, Petrowski, Pettis, Pridemore, Suder, Towns, Van Roy, Vos, Vruwink and M. Williams; cosponsored by Senators Leibham, Stepp, Decker, A. Lasee and Olsen, by request of Bill Prening in memory of Brian Prening.

Read first time and referred to committee on **Natural Resources and Transportation.**

Assembly Bill 410

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

By Representatives Gunderson, Musser, Pettis, Lamb, Albers, Ballweg, Bies, Hahn, Kestell, Krawczyk, F. Lasee, Lehman, Lothian, Molepske, Nass, Ott, Owens, Petrowski,

Pridemore, Sheridan, Towns, Townsend, Van Roy and M. Williams; cosponsored by Senators Harsdorf, Kedzie, Grothman, Olsen, A. Lasee, Lassa and Erpenbach.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 426

Relating to: the Specialized Transportation Assistance Program.

By Representatives Ainsworth, Ballweg, Freese, Hines, Kerkman, Kestell, Ott, Owens, Petrowski, Townsend and Molepske; cosponsored by Senators Zien, Breske, Hansen, Risser and Roessler.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 436

Relating to: domestic abuse arrests and providing a penalty.

By Representatives Friske, Kreibich, Berceau, Rhoades, Suder, Davis, Hahn, Kerkman, Boyle, LeMahieu, Hines, Sheridan, Bies, Albers, Montgomery, Shilling, Hundertmark, Seidel and Cullen; cosponsored by Senators Brown, Darling, Hansen, Harsdorf, Lazich and Roessler.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

Assembly Bill 444

Relating to: the definition of sexual contact and providing penalties.

By Representatives Kleefisch, Lamb, Fields, Molepske, Davis, Friske, Gundrum, Montgomery, Hines, Albers, Vrakas, Vos, Pridemore and Bies; cosponsored by Senators Grothman, Darling, Plale and Lazich.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

Assembly Bill 479

Relating to: Golf Wisconsin special distinguishing registration plates associated with the WPGA Junior Foundation and the promotion of golf in this state and making appropriations.

By Representatives Ziegelbauer, Gard, Hahn, Krawczyk, Lehman, LeMahieu, Lothian, Molepske, Montgomery, Ott, Seidel, Sheridan, Turner, Underheim and Van Akkeren; cosponsored by Senator Leibham.

Read first time and referred to committee on **Higher Education and Tourism**.

Assembly Bill 510

Relating to: special or seasonal weight limitations for certain vehicles transporting agricultural crops.

By Representatives Petrowski, Gronemus, Albers, Ballweg, Boyle, Davis, Gunderson, Hahn, Hines, Krawczyk, LeMahieu, Loeffelholz, Lothian, McCormick, Mursau, Musser, Nerison, Ott, Owens, Pettis, Strachota, Towns, Townsend and Van Roy; cosponsored by Senators Kedzie, A. Lasee, Olsen, Roessler, Breske and Brown.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 512

Relating to: traffic regulations and traffic control devices at railroad crossings and providing a penalty.

By Representatives Ainsworth, Albers, Bies, Hahn, Hines, Krawczyk, LeMahieu, Lothian, McCormick, Nerison, Owens,

Petrowski, Pettis, Townsend, Vrakas and Kreibich; cosponsored by Senators Cowles, Breske and Lassa.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 522

Relating to: considering a person's criminal record and evidence of abuse or neglect of a child when modifying custody or physical placement of a child.

By Representatives Wood, Lamb, Ainsworth, Albers, J. Fitzgerald, Freese, Gard, Gronemus, Gunderson, Gundrum, Hines, Honadel, Jensen, Kleefisch, Krawczyk, Kreibich, Lehman, Moulton, Petrowski, Pettis, Rhoades, Strachota, Suder, Townsend, Wasserman and Jeskewitz; cosponsored by Senators Harsdorf, Lassa, Carpenter, Darling, A. Lasee, Reynolds, Risser, Roessler, Stepp, Zien and Brown.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

Assembly Bill 534

Relating to: sale, by the Department of Transportation, of surplus real property.

By Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gard, Gielow, Gottlieb, Gronemus, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, Lamb, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Steinbrink, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams and Wood; cosponsored by Senators Zien, Brown, A. Lasee, Leibham, Olsen and Roessler.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 606

Relating to: an income and franchise tax credit for sales and use taxes paid on the purchase of electricity used in agricultural biotechnology and on the purchase of products used on livestock.

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

Read first time and referred to committee on **Agriculture and Insurance**.

Assembly Bill 636

Relating to: harassment restraining orders.

By Representatives Suder, Hundertmark, Bies, Vos, Musser, Albers, Hahn, Berceau, Fields, Shilling, Van Roy, Vruwink, Owens, Hines and Kreibich; cosponsored by Senators Roessler and A. Lasee.

Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 646

Relating to: an income and franchise tax credit for the sales and use taxes paid on the purchase of tangible personal property used in farming.

By Representatives Ainsworth, Albers, Ballweg, Bies, Gronemus, Gunderson, Hines, F. Lasee, Loeffelholz, Musser, Nerison, Ott, Petrowski, Suder, Towns and Vos; cosponsored by Senators A. Lasee, Leibham, Olsen and Reynolds.

Read first time and referred to committee on **Agriculture and Insurance**.

Assembly Bill 648

Relating to: retention and testing of evidence that includes biological material, time limits for prosecuting a crime that is related to a sexual assault, law enforcement procedures for using an eyewitness to identify a person suspected of committing a crime, making audio or audio and visual recordings of custodial interrogations, limitations on admitting unrecorded statements into evidence in juvenile delinquency and criminal proceedings, and creating a grant program for digital recording equipment and training for digital recording of custodial interrogations.

By Representatives Gundrum, Bies, Staskunas, Colon, Ziegelbauer, Krawczyk, Van Roy, Sheridan, McCormick, Van Akkeren, F. Lasee, Nelson, Hundertmark, Turner, Nischke, Fields, Musser, Molepske, Pettis, Gronemus, Ott, Cullen, Lothian, Kestell, Stone, Albers, Hahn, LeMahieu, Hines, Jensen, M. Williams, Townsend and Kleefisch; cosponsored by Senators Zien, Coggs, Miller, Harsdorf, Risser, Darling, Hansen, Roessler, Kapanke, S. Fitzgerald and Lazich.

Read first time and referred to joint committee on **Finance**.

Assembly Bill 657

Relating to: prohibiting the condemnation of property under certain circumstances.

By Representatives M. Williams, Wood, Gronemus, Davis, Moulton, Honadel, Jensen, Hines, Kestell, Pettis, Owens, Meyer, Ainsworth, Kerkman, Ott, LeMahieu, Musser, Van Roy, Freese, Lehman, Albers, Hundertmark, Suder, Strachota, Nischke, Hahn and Gard; cosponsored by Senators Zien, Darling, Harsdorf, Reynolds, Olsen, Roessler, Brown, Lazich, Leibham and Grothman.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 679

Relating to: eliminating the exemption from yield tax for certain managed forest land, management plans for designating land as managed forest land, and calculating withdrawal tax for certain managed forest land.

By Representatives Friske, Gard and Mursau; cosponsored by Senators Kapanke and Schultz.

Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 684

Relating to: procedure for the altering of any park entrance at Perrot State Park.

By Representatives Gronemus, Huebsch, Musser and Shilling; cosponsored by Senators Brown, Kapanke and Schultz.

Read first time and referred to committee on **Natural Resources and Transportation**.

Senate amendment 1 to **Senate Bill 226** offered by Senator Roessler.

Senate amendment 1 to **Senate Bill 278** offered by Senator Stepp.

The Chief Clerk makes the following entries dated Monday, October 3, 2005

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

Senate Bill 268

Relating to: regulation of rental-purchase agreements and granting rule-making authority.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale and Lassa.

Noes, 1 – Senator Coggs.

CATHY STEPP
Chairperson

State of Wisconsin

October 3, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 155** be withdrawn from the committee on **Veterans, Homeland Security, Military Affairs, Small Business, and Government Reform** and rereferred to the committee on **Housing and Financial Institutions**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin
Revisor of Statutes Bureau

October 3, 2005

To the Honorable, the Senate:

The following rules have been published:

<u>Clearinghouse Rules</u>	<u>Effective Date(s)</u>
03-086	10-1-2005
04-067	01-1-2006
04-103	10-1-2005
04-140	10-1-2005
05-024	10-1-2005
05-026	10-1-2005
05-034	10-1-2005

Sincerely,

GARY L. POULSON
Deputy Revisor

The Chief Clerk makes the following entries dated, Tuesday, October 4, 2005.

Read and referred:

Senate Joint Resolution 43

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

By Senators Miller, S. Fitzgerald, Darling, Erpenbach, Olsen and Roessler; cosponsored 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.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 357

Relating to: requiring state agencies, political subdivisions, and housing, redevelopment, and community development authorities, as well as subsidy recipients, to report on subsidies provided to businesses; requiring certain disclosures by business subsidy applicants; prohibiting business subsidies under certain circumstances; requiring the Legislative Audit Bureau to publish a report on business subsidies and to evaluate their effectiveness; defining a full–time job for purposes of development zone tax credits; altering eligibility requirements for development zone and technology zone tax credits; and providing a penalty.

By Senators Miller, Hansen, Carpenter, Risser and Wirch; cosponsored by Representatives Musser, Lehman, Molepske, Pocan, Shilling, Black, Zepnick and Berceau.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

Senate Bill 358

Relating to: sales of consumer goods and services during periods of abnormal economic disruption, requiring the exercise of rule–making authority, and providing a penalty.

By Senators Kedzie, Schultz, Olsen and Brown; cosponsored by Representatives Gronemus, Towns, Lothian, Ott, Hines, Musser, Petrowski, Owens, Hahn, Kerkman, Gunderson, M. Williams, Bies, Nerison and Kreibich.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

Senate Bill 359

Relating to: employment rights of certain employees in the state civil service (suggested as remedial legislation by the Office of State Employment Relations).

By Law Revision Committee.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 360

Relating to: coverage of certain members of the district boards of local professional baseball park districts and local cultural arts districts under the Code of Ethics for Local Public Officials, applicability of the Code of Ethics for Local Public Officials to certain positions, and filing of statements of economic interests by candidates for joint municipal judgeships (suggested as remedial legislation by the Ethics Board).

By Law Revision Committee.

To committee on **Campaign Finance Reform and Ethics**.

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 362

Relating to: amending and revising s. 86.21 (2) (a) of the statutes for the purpose of eliminating ambiguities (Revisor’s Revision Bill).

By Law Revision Committee.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 363

Relating to: amending and revising sections 85.21 (3m) (b) 4. and 346.923 (6) of the statutes for the purpose of correcting and clarifying references (Revisor’s Correction Bill).

By Law Revision Committee.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 364

Relating to: amending and revising sections 66.0621 (1) (b) and 229.844 (8) (c) of the statutes for the purpose of reconciling conflicts, supplying omissions, and repelling unintended repeals (Revisor’s Correction Bill).

By Law Revision Committee.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 365

Relating to: repealing, consolidating, renumbering, amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting, and clarifying references, and eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions (Revisor’s Revision Bill).

By Law Revision Committee.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 366

Relating to: the erection of signs prohibiting the use of engine brakes on freeways and expressways.

By Senator Hansen; cosponsored by Representatives Van Roy and Berceau.

To committee on **Natural Resources and Transportation**.

State of Wisconsin

October 3, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bills 268, 289 and 315** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

October 3, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 317** be withdrawn from the committee on **Higher Education and Tourism** and rereferred to the committee on **Labor and Election Process Reform**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

October 4, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 684** be withdrawn from the committee on **Natural Resources and Transportation** and rereferred to the committee on **Veterans, Homeland Security, Military Affairs, Small Business, and Government Reform**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

Pursuant to Senate Rule 17 (5), Representative Gielow added as a cosponsor of **Senate Bill 276**.

Senate 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.

Referred to committee on **Health, Children, Families, Aging and Long Term Care**, October 4, 2005.

Senate amendment 1 to **Senate Bill 115** offered by Senator A. Lasee.

Senate substitute amendment 1 to **Senate Bill 351** offered by Senator Kanavas.

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Ethics Board**

October 4, 2005

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 2005 session of the legislature, visit the Ethics Board’s web site at <http://ethics.state.wi.us>

Brozek, Michael ACC Capital Holdings

Schimming, Brian ACC Capital Holdings

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
Executive Director

**State of Wisconsin
Department of Administration**

September 30, 2005

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) 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 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 Tuition Trust 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 joint committee on **Finance**.

**State of Wisconsin
Department of Veterans Affairs**

September 30, 2005

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 biennial 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 on Veterans Programs and from each organization represented 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 Chairman from materials submitted by the representative from each active 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

**State of Wisconsin
Office of State Employment Relations**

September 2005

The Honorable, The Legislature:

It is with great pleasure that we present to you 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

**University of Wisconsin
Hospital and Clinics**

September 30, 2005

The Honorable, The Senate:

On behalf of the University of Wisconsin Hospital and Clinics Authority, I am pleased to submit the enclosed report as required under section 233.04(1) Wisconsin Statutes. The report outlines FY 2005 progress on goals set forth in our 2004-2008 Strategic Plan and presents our goals for FY 2006.

UWHC has had an exceptional year, enhancing our reputation as a national performance leader on a variety of quality measures. We have also made substantial progress on employee satisfaction, patient satisfaction, reducing nurse vacancies and increasing patient access.

We are pleased to report that, under the University of Wisconsin Hospital and Clinics Authority structure, UWHC is consistently serving its mission of patient care, education, research and community service in a manner consistent with expectations for an academic medical center associated with a great research university.

If you have any questions or need further information, please don't hesitate to contact me at 608-263-5800.

Sincerely,

LINDA G. GREI
Vice President, Marketing and Public Affairs

WHA Information Center

September 29, 2005

The Honorable, The Senate:

Enclosed is a hard copy of the Guide to Wisconsin Hospitals Fiscal Year 2003 produced by WHA Information Center pursuant to s. 153.22, Wis. Stats. The report

(http://whainfocenter.com/data_resources/2003_guide/datares_guide2003.htm) was posted on our web site in August 2005. Please feel free to download and print additional copies.

If you have any questions regarding the report you may contact me at 608-274-1820, 800-231-8340 or jkachelski@wha.org.

Sincerely,

JOSEPH KACHELSKI
WHA Information Center

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 189** offered by Senator Leibham.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 266

Senate Joint Resolution 30

Senate Joint Resolution 36

Report correctly enrolled on September 30, 2005.

Senate Bill 218

Report correctly enrolled on October 4, 2005.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

TO 2005 SENATE BILL 218

Prepared by the Legislative Reference Bureau
(October 3, 2005)

In enrolling, the following corrections were made:

Senate Amendment 1 to Senate Amendment 1 to Senate Bill 218:

Items 1 and 2 of senate amendment 1 to senate amendment 1 were not given effect because they were superseded by items 1 and 2 of senate amendment 2 to senate amendment 1.

Senate Amendment 2 to Senate Amendment 1 to Senate Bill 218:

1. Page 1, line 2: delete ""substitute" under par. (a)"" and substitute ""substitute "under par. (a)"".

2. Page 1, line 2: delete "substitute "substitute"" and substitute "substitute "substitute".

3. Page 1, line 3: delete "under" and substitute ""under".

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of September 2005**

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Brown, for the City of Arcadia, on the occasion of celebrating its sesquicentennial anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Leon Benes, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Kevin Berg, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of condolence by the Wisconsin Legislature on the motion of Senator Coggs, for Reverend Doctor Edgar Bridges, on the occasion of his homecoming in the love, devotion, and peace of his beloved family, friends, colleagues and the gratitude of his community.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Grothman, for Mark Brock, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Michael James Conrardy, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Cowles, for Michael James Conrardy, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Hugh Davis, Jr., on the occasion of his retirement after 34 years of dedicated service with the Internal Revenue Service.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Peter Dodge, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Mr. John K. Enger, on the occasion of his retirement after 34 years of dedicated service to the University of Wisconsin–Stout and to his community.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Reynolds, for Linda Gabby, on the occasion of her nomination to the Herb Kohl Education Foundation Teacher Fellowships.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Bill Gardner, on the occasion of the excellent state of affairs and success of the Wisconsin & Southern Railroad finds itself enjoying in 2005.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for Steven D. Gitter, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for the Green Bay East and the Green Bay West High Schools, on the occasion of their 100th Anniversary football game between Green Bay East and Green Bay West as a longstanding rivalry over the years.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Decker, for Hatley, Wisconsin, on the occasion of the Grand Opening of the Community Center and Library.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Taylor, for the United States Hispanic Chamber of Commerce, on the occasion of holding its 26th annual convention and business expo.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Roessler, for Ryan Hoffman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Bryan Jennings, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for John Koskey, on the occasion of celebrating his 100th Birthday shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Lee Lamers, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Andrew George Nehm, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Reynolds, for Matthew S. Olsen, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Jauch, for the Town of Orienta, on the occasion of its centennial celebration.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Esther Ourada, on the occasion of celebrating her 100th Birthday shared with family and friends.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Ryan Pscheid, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for Carl Rausch, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Roessler, for Roosevelt Elementary School, on the occasion of its outstanding achievement in being named a New Wisconsin Promise School.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Taylor, for Josephine Busalacchi Rottman, on the occasion of thanking her for the joy and happiness she brings to all who have had the privilege of knowing her.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for Ruckert/Mielke, on the occasion of receiving the 2005 Business of the Year Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Decker, for Elva Storch, on the occasion of her retirement after 28 years of dedicated service as a Social Worker in Taylor County.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for Police Officer Robert Shawn Thompson, on the occasion of his dedicated service to Juneau County and recognize his extraordinary efforts to save the life of one of our citizens.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for the Village at Manor Park, on the occasion of its 80th Anniversary celebration.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Roessler, for Washington Elementary School, on the occasion of its outstanding achievement in being named a New Wisconsin Promise School.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Cowles, for Aaron James Welhouse, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for Linda Wilkinson, on the occasion of her retirement after a 27 year career with the Dane County Credit Union.