



# STATE OF WISCONSIN Assembly Journal

## Ninety-Eighth Regular Session

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TUESDAY, March 27, 2007

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

Submitted by Department of Workforce Development.  
Report received from Agency, March 16, 2007.  
To committee on **Workforce Development**.  
Referred on March 27, 2007.

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### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 130** offered by Representative Hubler.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 06-016**

Relating to the definition of “local anesthesia” administered by dental hygienists.

Submitted by Department of Regulation and Licensing.

Report received from Agency, March 21, 2007.

To committee on **Health and Healthcare Reform**.

Referred on March 27, 2007.

#### **Assembly Joint Resolution 37**

Relating to: appreciating the contributions of free health clinics in Wisconsin.

By Representatives Sheridan, Richards, Gottlieb, Sinicki, Hebl, Zepnick, Boyle, Jorgensen, Staskunas, Hixson, Moulton, Turner, Berceau, Pope-Roberts, Grigsby, Cullen, Vruwink, Mursau, Seidel, A. Williams, Townsend and Hintz; cosponsored by Senators Robson, Risser, Breske, Lehman, Olsen, Miller, Darling, Hansen, Vinehout and Lassa.

To committee on **Rules**.

#### **Assembly Clearinghouse Rule 06-119**

Relating to plan review processing times and affecting small businesses.

Submitted by Department of Commerce.

Report received from Agency, March 16, 2007.

To committee on **Small Business**.

Referred on March 27, 2007.

#### **Assembly Joint Resolution 38**

Relating to: honoring Bob Berezowitz’s coaching career at the University of Wisconsin-Whitewater.

By Representatives Hixson and Jorgensen; cosponsored by Senator Robson.

To committee on **Rules**.

#### **Assembly Clearinghouse Rule 07-003**

Relating to the adjustment of thresholds for application of prevailing wage rates.

Submitted by Department of Workforce Development.

Report received from Agency, March 16, 2007.

To committee on **Labor and Industry**.

Referred on March 27, 2007.

#### **Assembly Joint Resolution 39**

Relating to: different property tax levy rates for parts of cities, villages, towns, counties, and school districts added by attachments to school districts, consolidations, and boundary changes under cooperative agreements (first consideration).

By Representatives Newcomer, Ballweg, Berceau, Gottlieb, Gunderson, Hintz, Kramer, F. Lasee, Lothian, Nygren, Strachota, Townsend and Zipperer; cosponsored by Senators Erpenbach, Kedzie, Lehman and Leibham.

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

#### **Assembly Clearinghouse Rule 07-009**

Relating to an unemployment insurance technical corrections.

Submitted by Department of Workforce Development.

Report received from Agency, March 16, 2007.

To committee on **Labor and Industry**.

Referred on March 27, 2007.

#### **Assembly Bill 208**

Relating to: the regulation of traveling sales crews, requiring the exercise of rule-making authority, and providing penalties.

By Representatives Pope-Roberts, Travis, Sheridan, Hahn, Gronemus, Berceau, Townsend, Steinbrink, Sinicki, Van Akkeren and Pocan; cosponsored by Senators

#### **Assembly Clearinghouse Rule 07-010**

Relating to enforcement of indenture agreements and affecting small businesses.

Erpenbach, Robson, Hansen, Roessler, Lehman, Kanavas, Lassa, Risser and Coggs.

To committee on **Small Business**.

**Assembly Bill 209**

Relating to: crimes against children and providing penalties.

By Joint Legislative Council.

To committee on **Criminal Justice**.

**Assembly Bill 210**

Relating to: notice to a victim of the right to make a statement at sentencing or disposition.

By Representative Kessler.

To committee on **Corrections and Courts**.

**Assembly Bill 211**

Relating to: finance charges for licensed lenders.

By Representatives Nelson, Mason, Seidel, Van Akkeren, Kessler, Pocan, Berceau, Travis, Boyle, Sheridan, Vruwink, Sinicki, Pope–Roberts, Hebl, Smith, Hixson, Hraychuck and A. Williams; cosponsored by Senators Hansen, A. Lasee and Carpenter.

To committee on **Financial Institutions**.

**Assembly Bill 212**

Relating to: designating a state tartan.

By Representatives Lothian, Schneider, Jeskewitz, Mursau, Hahn, Owens and Townsend; cosponsored by Senator Lazich, by request of Saint Andrew’s Society of Milwaukee.

To committee on **State Affairs**.

**Assembly Bill 213**

Relating to: a Long–Term Care Partnership Program.

By Representatives Strachota, Petersen, Townsend, Vukmir, Nygren, Albers, Mursau, F. Lasee, J. Ott, Kramer, Hines, Lothian, Van Roy, Petrowski, Tauchen and Ballweg; cosponsored by Senators Roessler, Darling, Leibham, Schultz and Harsdorf.

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

**Assembly Bill 214**

Relating to: driving a motor vehicle while using a cellular telephone or other wireless telecommunications device and providing a penalty.

By Representatives Staskunas, Sheridan, Colon, Van Akkeren, Hahn, Travis, Cullen, Vos, Jeskewitz, Albers, Gunderson, A. Williams, Townsend, Berceau, Sinicki and Nygren; cosponsored by Senators Harsdorf, Carpenter, Lehman, Darling and Olsen.

To committee on **Transportation**.

**Assembly Bill 215**

Relating to: inattentive driving and providing a penalty.

By Representatives Bies, Friske, Gunderson, Hahn, Musser, A. Ott, J. Ott, Owens, Petrowski, Sheridan and Stone; cosponsored by Senators Grothman, Cowles, Lehman and Schultz.

To committee on **Transportation**.

**Assembly Bill 216**

Relating to: community service work option for certain defendants.

By Representatives J. Fitzgerald, Bies, Molepske, Montgomery, Hahn, Mursau, Jeskewitz, F. Lasee, Musser, Townsend, Lothian, Petrowski, Albers and A. Ott; cosponsored by Senators S. Fitzgerald, Grothman, Darling and Schultz, by request of Dodge County Sheriff Todd Nehls.

To committee on **Corrections and Courts**.

**Assembly Bill 217**

Relating to: prohibitions against certain telephone and facsimile solicitations, authorizing a private cause of action, and providing a penalty.

By Representatives Shilling, Smith, Nelson, Soletski, Seidel, Gunderson, Hubler, Kreuser, Travis, Sherman, Fields, Richards, Wood, Berceau, Cullen, Sheridan, Ballweg, Turner, Black, Murtha, Musser, Boyle, Parisi, Hebl, Grigsby, Pocan, Garthwaite, Staskunas, Steinbrink, Jorgensen, Hintz, Toles, Krusick, Gronemus, Young, Zepnick, Vruwink, Wasserman, Bies, Ziegelbauer, Hilgenberg, Hixson, Benedict, Van Akkeren, Schneider, Moulton, Mason, Pope–Roberts, Molepske, Colon, Hraychuck, Kessler, Sinicki and A. Williams; cosponsored by Senators Erpenbach, Kreitlow, Hansen, Breske, Lehman, Miller, Plale, Robson, Roessler, Decker, Darling, Coggs, Risser, Lassa, Carpenter, Taylor, Vinehout, Sullivan and Jauch.

To committee on **Consumer Protection and Personal Privacy**.

**Assembly Bill 218**

Relating to: adopting the Uniform Debt–Management Services Act, granting rule–making authority, and providing a penalty.

By Joint Legislative Council.

To committee on **Financial Institutions**.

**Assembly Bill 219**

Relating to: property tax installments paid no later than five working days after the due date and imposing a penalty.

By Representatives Molepske, Gundrum, Zepnick, Albers, Staskunas, Hahn, Vruwink, Davis, Berceau, Nygren and Sherman; cosponsored by Senators Coggs, Schultz, Roessler and Lassa.

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

**Assembly Bill 220**

Relating to: refusal by the Department of Natural Resources to reveal electronic mail addresses of subscribers.

By Representatives Gunderson, Lothian, Moulton, Albers, Ballweg, Berceau, Boyle, Cullen, Gottlieb, Gronemus, Hahn, Hines, Hixson, Kestell, Kleefisch, Kreuser, LeMahieu, Molepske, Mursau, Musser, Nass, Nerison, Sinicki, Steinbrink, J. Ott, Townsend, Vruwink and M. Williams; cosponsored by Senators Kreitlow, Breske, Cowles, Darling, Hansen, Lassa, Lehman, Risser, Schultz, Sullivan and Miller.

To committee on **Consumer Protection and Personal Privacy**.

**Assembly Bill 221**

Relating to: requirements for executive budget bill or bills.

By Representatives Wieckert, Suder, Musser, Hahn, Vos, Owens, Kerkman, F. Lasee, Albers, Jeskewitz, Bies, Roth, Van Roy, Nygren, Townsend, Rhoades, Stone, LeMahieu, Lothian, Gunderson, Petrowski and Kleefisch; cosponsored by Senators Leibham, Lazich, Olsen, Kanavas and Schultz.

To committee on **Ways and Means**.

#### **Assembly Bill 222**

Relating to: development zone tax credits for providing full-time jobs to veterans of the United States armed forces.

By Representatives Wieckert, Turner, Gundrum, Fields, Hines, Musser, Molepske, Nygren, Travis, Petrowski, Gronemus, Albers, Ziegelbauer, Hebl, Owens, Lothian, Gunderson, Kleefisch, Mursau, Nerison and M. Williams; cosponsored by Senators Coggs, Leibham, Lazich, Roessler, Schultz and Darling.

To committee on **Jobs and The Economy**.

#### **Assembly Bill 223**

Relating to: excluding Internet access services from the definition of telecommunications services for sales and use tax purposes.

By Representatives Zipperer, Kramer, Albers, Ballweg, Gundrum, Kerkman, F. Lasee, LeMahieu, Lothian, Molepske, Moulton, Nass, Nygren, Petrowski, Pridemore, Roth, Strachota, Suder, Van Roy, Vos, Vukmir and Ziegelbauer; cosponsored by Senators Leibham, Kanavas, Darling, Grothman, Kedzie, Olsen, Plale and Schultz.

To committee on **Energy and Utilities**.

#### **Assembly Bill 224**

Relating to: immunity from liability for a health care provider, health care facility, or employee of a health care provider or health care facility that, in good faith, reports a violation of the law or of a clinical or ethical standard by another health care provider, health care facility, or employee of a health care provider or health care facility.

By Representatives Pridemore, Townsend, Hines, Owens, Hahn, Musser, Albers, Gunderson and J. Ott.

To committee on **Judiciary and Ethics**.

#### **Assembly Bill 225**

Relating to: grants to border counties, to businesses in border counties, and to municipalities in border counties, granting rule-making authority, and making appropriations.

By Representatives Sheridan, Benedict, Boyle, Hixson, Turner, Garthwaite and Hraychuck; cosponsored by Senators Robson, Erpenbach, Breske, Coggs, Wirsch, Schultz and Hansen.

To committee on **Jobs and The Economy**.

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## **COMMITTEE REPORTS**

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

#### **Assembly Bill 153**

Relating to: continuing education for dentists and granting rule-making authority.

Passage:

Ayes: 13 – Representatives Vukmir, Moulton, F. Lasee, Wieckert, Strachota, Newcomer, Nygren, Zipperer, Wasserman, Shilling, Vruwink, Benedict and Seidel.

Noes: 0.

To committee on **Rules**.

*LEAH VUKMIR*

Chairperson

Committee on Health and Healthcare Reform

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The committee on **Jobs and The Economy** reports and recommends:

#### **Assembly Bill 56**

Relating to: the taxable years for which a person may claim the film production services and film production company investment credits.

Assembly Amendment 1 adoption:

Ayes: 10 – Representatives Strachota, Honadel, Friske, Kerkman, Nygren, Roth, Sheridan, Fields, Toles and Mason.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Strachota, Honadel, Friske, Kerkman, Nygren, Roth, Sheridan, Fields, Toles and Mason.

Noes: 0.

To joint committee on **Finance**.

*PATRICIA STRACHOTA*

Chairperson

Committee on Jobs and The Economy

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

#### **Assembly Bill 28**

Relating to: creating an individual income tax credit for retirement plan income received by an individual.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 11 – Representatives Kerkman, Lothian, Jeskewitz, Wood, Pridemore, Strachota, Ziegelbauer, Steinbrink, Fields, Hebl and Toles.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 11 – Representatives Kerkman, Lothian, Jeskewitz, Wood, Pridemore, Strachota, Ziegelbauer, Steinbrink, Fields, Hebl and Toles.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Kerkman, Lothian, Jeskewitz, Wood, Pridemore, Strachota, Ziegelbauer, Steinbrink, Fields, Hebl and Toles.

Noes: 0.

To joint committee on **Finance**.

*SAMANTHA KERKMAN*  
Chairperson  
Committee on Ways and Means

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**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Office of State Employment Relations  
Madison

February 2007

To the Honorable, the Legislature:

I am pleased to present to you the July 1, 2005 – June 30, 2006 annual report from the State Council on Affirmative Action. The report summarizes the Council's activities and specifically highlights the Sixth Annual Diversity Award which recognizes state agencies and universities for their innovative efforts and best practices in affirmative action and diversity.

The Council's overall mission is to foster measurable progress towards an equitable and diverse work force in state government and the University of Wisconsin System. In collaboration with the Division of Affirmative Action and the Office of State Employment Relations, the Council plays a pivotal role in fulfilling the state goals of providing Innovative human resources leadership and strategic direction to Wisconsin state government in order to maximize the quality and diversity of the state's workforce.

The Council is committed to continuing its efforts to cultivate a climate of diversity both in Wisconsin state government and the University of Wisconsin System. 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 and Industry**.

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State of Wisconsin  
Department of Health and Family Services  
Madison

March 22, 2007

To the Honorable, the Legislature:

I am pleased to submit to the Legislature the enclosed report as required by Chapter 153, Wisconsin Statutes. The report describes "the content and number of reports and currency of information and reports generated in the previous calendar year" by the Wisconsin Hospital Association Information Center (WHAIC). WHAIC produced all required reports.

With warm regards,  
*KEVIN R. HAYDEN*  
Secretary

Referred to committee on **Health and Health Care Reform**.