



# STATE OF WISCONSIN Assembly Journal

## Ninety-Eighth Regular Session

1:34 P.M.

THURSDAY, October 18, 2007

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Pro Tempore Gottlieb in the chair.

The Assembly dispensed with the call of the roll.

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### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 280** offered by Representative Nygren.

Assembly amendment 1 to **Assembly Bill 482** offered by committee on **Education**.

Assembly amendment 2 to **Assembly Bill 498** offered by Representative Gundrum.

Assembly amendment 1 to **Assembly Bill 532** offered by Representative Gunderson.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 06-081**

Relating to the standards for training required for staff and supervisors involved in the access, initial assessment, and ongoing services delivered to children and families in child abuse and neglect cases.

Submitted by Department of Health and Family Services.  
Report received from Agency, October 15, 2007.  
To committee on **Children and Family Law**.  
Referred on October 18, 2007.

#### **Assembly Clearinghouse Rule 06-109**

Relating to incorporation of revisions and additions to the federal new source performance standards.

Submitted by Department of Natural Resources.  
Report received from Agency, October 9, 2007.  
To committee on **Natural Resources**.  
Referred on October 18, 2007.

#### **Assembly Clearinghouse Rule 07-004**

Relating to price gouging during an emergency.  
Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, October 3, 2007.  
To committee on **Judiciary and Ethics**.  
Referred on October 17, 2007.

#### **Assembly Clearinghouse Rule 07-047**

Relating to training licenses for marriage and family therapists.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 8, 2007.  
To committee on **Children and Family Law**.  
Referred on October 18, 2007.

#### **Assembly Clearinghouse Rule 07-048**

Relating to training licenses for professional counselors.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 8, 2007.  
To committee on **Children and Family Law**.  
Referred on October 18, 2007.

#### **Assembly Clearinghouse Rule 07-049**

Relating to continuing education requirements.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 8, 2007.  
To committee on **Small Business**.  
Referred on October 18, 2007.

#### **Assembly Clearinghouse Rule 07-050**

Relating to the regulation of cemetery authorities, cemetery salespersons, and cemetery preneed sellers.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 8, 2007.  
To committee on **Small Business**.  
Referred on October 18, 2007.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 546**

Relating to: open burning of solid waste, illegal storage or disposal of waste tires, and providing a penalty.

By Representatives Molepske, A. Ott, Kerkman, Zepnick, Berceau, Pope-Roberts and Black; cosponsored by Senator Lassa.

To committee on **Natural Resources**.

**Assembly Bill 547**

Relating to: regulation of and registration requirements for certain cemetery authorities, cemetery associations, and cemetery merchandise.

By Representatives Kaufert, Kerkman, Newcomer, Nygren, A. Ott, Owens, Sinicki and Townsend; cosponsored by Senators Plale, Lassa, Olsen, Lazich and Roessler.

To committee on **Small Business**.

**Assembly Bill 548**

Relating to: sending an electronic message that appears to be from another person and providing a penalty.

By Representatives Schneider, Turner, Benedict, Zepnick, Kleefisch, Hahn, Townsend, Petrowski, A. Ott, A. Williams and Musser; cosponsored by Senators A. Lasee and Cogg.

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

**Assembly Bill 549**

Relating to: an optional identification requirement for voting in elections.

By Representatives Kramer, Kerkman, LeMahieu, Gunderson and Tauchen; cosponsored by Senators Kanavas, Leibham, Olsen, Darling and A. Lasee.

To committee on **Elections and Constitutional Law**.

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**COMMITTEE REPORTS**

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

**Assembly Bill 309**

Relating to: offering and admitting custody studies in accordance with the rules of evidence.

Assembly Substitute Amendment 2 adoption:

Ayes: 8 – Representatives Owens, Pridemore, Albers, Jeskewitz, Kleefisch, Grigsby, Seidel and Berceau.  
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Owens, Pridemore, Albers, Jeskewitz, Kleefisch, Grigsby, Seidel and Berceau.  
Noes: 0.

To committee on **Rules**.

**Assembly Bill 361**

Relating to: child in need of protection or services, jurisdiction over a child whose guardian is unable or needs assistance to care for or provide necessary special treatment or care for the child, but is unwilling or unable to sign a petition requesting that jurisdiction.

Passage:

Ayes: 8 – Representatives Owens, Pridemore, Albers, Jeskewitz, Kleefisch, Grigsby, Seidel and Berceau.

Noes: 0.

To committee on **Rules**.

*CAROL OWENS*

Chairperson

Committee on Children and Family Law

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

**Assembly Bill 482**

Relating to: prohibiting the Milwaukee Public Schools from imposing residency requirements on teachers.

Assembly Amendment 1 adoption:

Ayes: 6 – Representatives Davis, Newcomer, Nass, Townsend, Vukmir and Nygren.

Noes: 4 – Representatives Pope–Roberts, Mason, Van Akkeren and Hixson.

Passage as amended:

Ayes: 10 – Representatives Davis, Newcomer, Nass, Townsend, Vukmir, Nygren, Pope–Roberts, Mason, Van Akkeren and Hixson.

Noes: 0.

To committee on **Rules**.

*BRETT DAVIS*

Chairperson

Committee on Education

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The committee on **Labor and Industry** reports and recommends:

**Assembly Bill 69**

Relating to: registration requirements for professional engineers.

Passage:

Ayes: 6 – Representatives Honadel, Gottlieb, Newcomer, Murtha, Nelson and Sheridan.

Noes: 1 – Representative Nass.

To committee on **Rules**.

*MARK HONADEL*

Chairperson

Committee on Labor and Industry

Assembly Chief Clerk

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**REFERENCE BUREAU CORRECTIONS**

**Assembly Bill 532**

1. Page 2, line 13: delete “systems” and substitute “system.”

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**Assembly Bill 545**

1. Page 3, line 1: delete "THERAPISTS" and substitute "THERAPISTS".
2. Page 3, line 3: on lines 3, 12 and 17, delete "therapists" and substitute "therapists".
3. Page 3, line 23: delete "THERAPISTS" and substitute "THERAPISTS".

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**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Department of Health and Human Services  
Madison

October 17, 2007

To the Honorable, the Legislature:

In accordance with Section 51.06 (8), Wisconsin Statutes, enclosed is a copy of the report on people relocated and diverted from nursing homes, intermediate care facilities for the mentally retarded (ICFs-MR), and State Centers for the Developmentally Disabled in FY 2007. This report provides information related to four programs, the ICF-MR Restructuring Initiative, Relocations from the State Centers for the Developmentally Disabled, the Community Relocation Initiative, and the Nursing Home Diversion Initiative.

The Department's relocation and diversion programs have been highly successful, providing the opportunity in FY07 for

1,064 elderly individuals and people with physical and developmental disabilities to live in community based settings, who otherwise would have resided in ICFs-MR and Nursing Facilities. Over the full 05-07 biennium, approximately 1,830 elders and people with physical and developmental disabilities have successfully relocated from institutional settings and an additional approximately 310 individuals were diverted from admission to a nursing home through the Department's programs. The quality of life for these 2,140 individuals has been enhanced through the opportunity to live in the community and be near family and friends and more fully involved in community activities.

I trust you will find the enclosed report useful. Please contact Sinikka Santala, Administrator of the Division of Long Term Care at 608-266-0554 if you have any questions.

Sincerely,  
*KEVIN R. HAYDEN*  
Secretary

Referred to committee on **Aging and Long-Term Care.**

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**ADJOURNMENT**

Representative J. Fitzgerald moved that the Assembly stand adjourned until 8:00 A.M. on Tuesday, October 23.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

1:35 P.M.