



STATE OF WISCONSIN Assembly Journal

Ninety-Eighth Regular Session

FRIDAY, February 8, 2008

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 481** offered by Representative Cullen.

Assembly amendment 1 to **Assembly Bill 562** offered by Representative Jorgensen.

Assembly substitute amendment 1 to **Assembly Bill 609** offered by Representative Murtha.

Assembly amendment 1 to **Assembly Bill 757** offered by Representative Honadel.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 07-097

Relating to prescription labels.
Submitted by Department of Regulation and Licensing.
Report received from Agency, January 30, 2008.
To committee on **Health and Healthcare Reform**.
Referred on February 7, 2008.

Assembly Clearinghouse Rule 07-099

Relating to the transfer of a prescription drug by a pharmacy technician.

Submitted by Department of Regulation and Licensing.
Report received from Agency, January 30, 2008.
To committee on **Health and Healthcare Reform**.
Referred on February 7, 2008.

Assembly Clearinghouse Rule 07-101

Relating to certifying businesses as being eligible to claim tax credits for fuel and electricity used in manufacturing, under sections [71.07 \(3t\)](#), [71.28 \(3t\)](#), and [71.47 \(3t\)](#) of the statutes, and affecting small business.

Submitted by Department of Commerce.
Report received from Agency, January 31, 2008.
To committee on **Labor and Industry**.
Referred on February 7, 2008.

Assembly Clearinghouse Rule 07-109

Relating to liquor wholesaler warehouse facilities.
Submitted by Department of Revenue.
Report received from Agency, January 28, 2008.
To committee on **State Affairs**.
Referred on February 7, 2008.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 97

Relating to: recognizing February 2008 as American Heart Month and February 1, 2008, as Wear Red For Women Day.

By Representatives Wieckert, Nygren, Owens, Hebl, Kerkman, Sheridan, Richards, Smith, Lothian, Petrowski, Shilling, Musser, Turner, Mursau, Berceau, Townsend, Van Roy, M. Williams, Moulton, Nerison, Ballweg, Hintz, Gunderson, Hines, Murtha and Bies; cosponsored by Senators Kreitlow, Roessler, Taylor, Cowles and Schultz.

To committee on **Rules**.

Assembly Bill 772

Relating to: regulation of commercial mobile radio service providers and granting rule-making authority.

By Representatives Montgomery, Petersen, Albers, Bies, Boyle, Kaufert, Kleefisch, Lothian, Mursau, Musser, Nass, Nygren, Petrowski, Townsend, Vos and Zipperer; cosponsored by Senators Hansen, Olsen, Grothman, Roessler and Schultz.

To committee on **Energy and Utilities**.

Assembly Bill 773

Relating to: home detention.

By Representatives Sheridan, Benedict, Hixson, Berceau, Boyle, Grigsby, Musser, Travis, Turner, Zepnick and Hintz; cosponsored by Senators Robson, Lehman and Taylor.

To committee on **Corrections and Courts**.

Assembly Bill 774

Relating to: creating brew-on-premises and winemaking-on-premises permits for the making of fermented malt beverages and wine, creating an occupational tax exemption, and making an appropriation.

By Representatives Newcomer, Pocan, Berceau, Hahn, Montgomery, Mursau, Suder and Turner; cosponsored by Senators Risser, Grothman and Kedzie.

To committee on **State Affairs**.

Assembly Bill 775

Relating to: payment of judgments in traffic courts and municipal courts by installments and the suspension of operating privileges.

By Representatives Grigsby, Colon, Fields, Kessler, Mason, Parisi, Sinicki, Toles, Turner, A. Williams, Young and Ballweg; cosponsored by Senators Taylor and Miller.

To committee on **Judiciary and Ethics**.

Assembly Bill 776

Relating to: allowing the Department of Transportation to issue occupational licenses following operating privilege suspensions related to motor vehicle financial responsibility violations.

By Representatives Grigsby, Fields, Kessler, Mason, Parisi, Sinicki, Toles, Turner, A. Williams and Young; cosponsored by Senators Taylor and Miller.

To committee on **Transportation**.

Assembly Bill 777

Relating to: motor vehicle operating privilege suspensions for controlled substance violations.

By Representatives Grigsby, Fields, Kessler, Mason, Parisi, Sinicki, Toles, Turner, A. Williams, Young and Colon; cosponsored by Senators Taylor and Miller.

To committee on **Transportation**.

Assembly Bill 778

Relating to: petitions for child abuse restraining orders and injunctions by district attorneys.

By Representatives Albers, Turner, Jeskewitz, Owens, Van Roy and Hahn; cosponsored by Senator Schultz.

To committee on **Criminal Justice**.

Assembly Bill 779

Relating to: student health benefit purchasing cooperatives.

By Representatives Hixson, Garthwaite, Smith, Soletski, Molepske, Hraychuck, Mason, Albers, Sheridan and Turner; cosponsored by Senators Hansen, Schultz, Lehman and Taylor.

To committee on **Insurance**.

Assembly Bill 780

Relating to: the method by which the amounts to be appropriated for higher education grants, tuition grants, and Lawton minority undergraduate grants are calculated and making appropriations.

By Representatives Parisi, Black, Hixson, Smith, Hintz, Hilgenberg, Garthwaite, Sheridan, Hebl, Pocan, Sinicki, Shilling, Turner, Boyle, Berceau and A. Williams; cosponsored by Senators Risser, Hansen and Roessler.

To committee on **Colleges and Universities**.

Assembly Bill 781

Relating to: managed forest land for which there is limited access for persons to engage in certain recreational activities.

By Representatives Wood, Townsend, Mursau and Petrowski; cosponsored by Senators Kreitlow, Kapanke and Olsen.

To committee on **Forestry**.

Assembly Bill 782

Relating to: a floodplain zoning ordinance exemption for construction activities related to the veterans memorial building in the city of Burlington in Racine County.

By Representatives Kerkman, Gunderson and Vos; cosponsored by Senator Wirch.

To committee on **Natural Resources**.

Assembly Bill 783

Relating to: reporting deaths, death investigations and other duties of coroners and medical examiners, inquests, disposition of bodies, training and testing requirements for coroners and medical examiners, creating the Board on Medicolegal Investigations, requiring the exercise of rule-making authority, and providing a penalty.

By Representatives Vruwink, A. Ott, Gronemus, Van Roy, Molepske, Sheridan, F. Lasee, Nelson, Soletski, Hahn, Seidel, Hixson and Nygren; cosponsored by Senators Lassa, A. Lasee, Schultz, Robson and Hansen.

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

Assembly Bill 784

Relating to: authorizing the creation of local park districts, authorizing a local park district to levy a property tax, authorizing a local park district to apply for funding from certain programs administered by the Department of Natural Resources, and authorizing a local park district to impose impact fees and issue debt.

By Representatives Townsend, J. Ott, Sinicki, Jeskewitz and A. Ott; cosponsored by Senators Darling, Wirch and Erpenbach.

To committee on **Tourism, Recreation and State Properties**.

Assembly Bill 785

Relating to: notification to counties of the harvesting of raw forest products.

By Representatives Bies, Albers, Hahn, Mursau, Musser, A. Ott, Owens, Townsend and Wood; cosponsored by Senators A. Lasee and Olsen.

To committee on **Forestry**.

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 289

ACTION ON THE SENATE MESSAGE

February 7, 2008

Senate Bill 289

Relating to: the installation of carbon monoxide detectors in certain buildings, providing an exemption from emergency rule procedures, granting rule-making authority, and providing penalties.

By Senators Wirch and Plale; cosponsored by Representatives Kerkman, Berceau, A. Williams, Gunderson, A. Ott and Hahn.

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

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor to Assembly Bill 766. Thank you.

Sincerely,
LUTHER OLSEN
State Senator
14th Senate District

COMMUNICATIONS

February 7, 2008

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Chief Clerk Fuller:

Please add my name as a co-author to Assembly Bills 732, 763 and 770. Thank you.

Sincerely,
LOUIS MOLEPSKE, JR
State Representative
71st Assembly District

February 7, 2008

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Chief Clerk Fuller:

Please add my name as a co-author to Assembly Bill 770. Thank you.

Sincerely,
JIM OTT
State Representative
23rd Assembly District

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Revenue
Madison

January 30, 2008

To the Honorable, the Legislature:

I am submitting the quarterly report of the Wisconsin Lottery for the quarter ending December 31, 2007. As required by s. [565.37\(3\)](#), Wis. Stats., the attached materials contain unaudited Wisconsin Lottery year-to-date Revenue and Expenditure information.

The information reported here is a summary and is not intended to be a complete financial accounting of Wisconsin Lottery operations.

If you have any questions or comments regarding this report, please feel free to contact me at (608) 266-6466.

Sincerely,
ROGER M. ERVIN
Secretary of Revenue

Referred to committee on **State Affairs**.

State of Wisconsin
Department of Administration
Madison

January 31, 2008

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 Fourth Quarter of 2007. 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,
MICHAEL MORGAN
Secretary

Referred to committee on **State Affairs**.

State of Wisconsin
Department of Workforce Development
Madison

February 4, 2008

To the Honorable, the Legislature:

Pursuant to §109.12(2) and (3), Wis. Stats., I hereby submit the Department of Workforce Development's (DWD) 2007 annual report on the administration and enforcement of §109.07 and 109.075, Wis. Stats. The report contains three sections. The first section lists all employers in 2007 that notified DWD of business closings and mass layoffs planned in Wisconsin. The second section of the report lists employers against whom DWD has received business closing or mass layoff notification complaints and the current status or outcome of those complaints. The third section of the report lists employers against whom DWD has received healthcare cessation notification complaints, DWD's actions and the current status or outcome of those complaints.

If you have any questions regarding the information contained in this report, please contact Jennifer Ortiz, Administrator of the Equal Rights Division, at (608) 266-0946.

Sincerely,
ROBERTA GASSMAN
Secretary

Referred to committee on **Labor and Industry**.

State of Wisconsin
Department of Health and Family Services
Madison

February 5, 2008

To the Honorable, the Legislature:

The Department of Health and Family Services is pleased to submit to you and the Joint Committee on Finance the attached report on the feasibility of modifying the Health Insurance Risk-Sharing Plan (HIRSP) Pilot Program under Wisconsin Statute, s. 49.686 (6). This report is required under Section 9129 (7p) of 2007 Wisconsin Act 20.

The HIRSP Pilot will provide coverage under HIRSP for at least one hundred uninsured clients of the AIDS Drug Assistance Program (ADAP). The Pilot reduces costs to ADAP and expands access for pilot participants to the full range of medical care available to HIRSP policy holders. ADAP and the companion AIDS/HIV Health Insurance Premium Subsidy Program (Insurance Program) have provided access to life saving medications and medical care for low-income Wisconsin residents living with HIV disease since 1989 without the need for waiting lists or other cost containment measures that would negatively impact this vulnerable population. This is due in part to the rebates that ADAP collects from pharmaceutical companies and the "payer of last resort" status conferred on ADAP by federal guidance and legislation.

The Department concludes that it is not feasible to modify the HIRSP Pilot. The modifications are contrary to the "payer of last resort" status of ADAP and would not result in any further increase in drug rebate revenues to the State or any reduction in the cost of the Pilot for DHFS.

With warm regards,
KEVIN R. HAYDEN
Secretary

Referred to committee on **Insurance**.