



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

10:20 A.M.

THURSDAY, February 5, 2009

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

Representative Molepske, Jr. in the chair.

The Assembly dispensed with the call of the roll.

Report received from Agency, January 21, 2009.
To committee on **Health and Healthcare Reform**.
Referred on February 4, 2009.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 08-062

Relating to the administration of the urban forestry catastrophic storm grant program.

Submitted by Department of Natural Resources.
Report received from Agency, January 27, 2009.
To committee on **Forestry**.
Referred on February 5, 2009.

Assembly Clearinghouse Rule 08-076

Relating to analytical methods used for Wisconsin pollutant discharge monitoring system (WPDES) compliance monitoring.

Submitted by Department of Natural Resources.
Report received from Agency, January 22, 2009.
To committee on **Natural Resources**.
Referred on February 5, 2009.

Assembly Clearinghouse Rule 08-094

Relating to examinations for substance abuse professionals.

Submitted by Department of Regulation and Licensing.
Report received from Agency, January 22, 2009.
To committee on **Health and Healthcare Reform**.
Referred on February 5, 2009.

Assembly Clearinghouse Rule 08-096

Relating to emergency assistance grants in the community development block grant program, and affecting small business.

Submitted by Department of Commerce.
Report received from Agency, January 21, 2009.
To committee on **Jobs, the Economy and Small Business**.
Referred on February 4, 2009.

Assembly Clearinghouse Rule 08-097

Relating to complaint procedures for inmates of the Wisconsin resource center.

Submitted by Department of Health Services.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 4

Relating to: the reporting of hours worked by assembly employees.

By Representatives Schneider, Townsend and Bies.
To committee on **Assembly Organization**.

Assembly Joint Resolution 6

Relating to: fixing the size of the legislature and gubernatorial appointment of supreme court justices (first consideration).

By Representatives Kessler and A. Williams.
To committee on **Elections and Campaign Reform**.

Assembly Joint Resolution 7

Relating to: the life and public service of Judge Ted E. Wedemeyer, Jr.

By Representatives Kessler, Staskunas, Pocan, A. Williams, Hebl, Pasch, Cullen, Fields, Grigsby and Barca; cosponsored by Senators Lehman, Sullivan, Coggs, Miller, Wirch and Plale.

To committee on **Rules**.

Assembly Joint Resolution 8

Relating to: taxation of principal homesteads of individuals (first consideration).

By Representatives Sherman, Berceau, Black, Fields, Hubler, Mason, Molepske Jr., Pocan, Staskunas, Steinbrink and A. Williams; cosponsored by Senators Jauch, Carpenter, Holperin, Lassa, Lehman and Plale.

To committee on **Ways and Means**.

Assembly Bill 18

Relating to: the income and franchise tax credit that supplements the federal historic rehabilitation tax credit.

By Representatives Shilling, Richards, Davis, Roys, Strachota, Molepske Jr., Ballweg, Roth, Barca, Petrowski, Vruwink, Nygren, Spanbauer, Berceau, Stone, Suder, Gunderson and A. Ott; cosponsored by Senators Lassa,

Lehman, Hopper, Risser, Harsdorf, Coggs, Erpenbach, Schultz, Hansen, Kedzie and Plale.

To committee on **Jobs, the Economy and Small Business**.

Assembly Bill 19

Relating to: requiring certain motor vehicle radios to include weather radio systems.

By Representative Schneider.

To committee on **Consumer Protection**.

Assembly Bill 20

Relating to: denying tax benefits to financial institutions that violate the state or federal soldiers' relief act.

By Representatives Schneider, Vruwink and Bies.

To committee on **Financial Institutions**.

Assembly Bill 21

Relating to: discharge from employment of a passenger-for-hire vehicle operator solely on the basis of having been involved in a single motor vehicle accident.

By Representative Schneider.

To committee on **Workforce Development**.

Assembly Bill 22

Relating to: prohibiting discrimination in housing because of arrest or conviction record, making it a Class I felony to discriminate in employment or housing because of arrest or conviction record, and providing a penalty.

By Representatives Schneider, Grigsby, A. Williams, Kessler and Vruwink.

To committee on **Housing**.

Assembly Bill 23

Relating to: public access to appellate court conferences.

By Representative Schneider.

To committee on **Judiciary and Ethics**.

Assembly Bill 24

Relating to: insurance coverage of modifications to undamaged portions of property to match repaired portions of property.

By Representative Schneider.

To committee on **Insurance**.

Assembly Bill 25

Relating to: school board approval of subdivision plats.

By Representative Schneider.

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

Assembly Bill 26

Relating to: contracts for commercial mobile telephone service.

By Representatives Schneider and Bies.

To committee on **Energy and Utilities**.

Assembly Bill 27

Relating to: the definition of sexual intercourse for the crime of incest.

By Representatives Cullen, Zepnick, A. Williams, Sinicki, Staskunas, Gundrum, Kerkman, Ziegelbauer, Berceau, Townsend, Spanbauer, Vruwink, Strachota, Barca, Turner and Soletski; cosponsored by Senators Lassa, Taylor, Sullivan, Coggs, Olsen, Lazich, A. Lasee, Darling and Plale.

To committee on **Criminal Justice**.

Assembly Bill 28

Relating to: the filing of certain forms related to tax incremental financing district number ten in the city of Chippewa Falls.

By Representatives Dexter, Wood and Suder; cosponsored by Senator Kreitlow.

To committee on **Ways and Means**.

Assembly Bill 29

Relating to: the sale of consumer goods containing radio frequency identification tags.

By Representatives Schneider and Vruwink.

To committee on **Personal Privacy**.

Assembly Bill 30

Relating to: employer monitoring of employee electronic mail usage.

By Representatives Schneider and Kessler.

To committee on **Personal Privacy**.

COMMUNICATIONS

State of Wisconsin
Legislative Reference Bureau
Madison

DATE: February 4, 2009

TO: Patrick E. Fuller
Assembly Chief Clerk

Robert Marchant
Senate Chief Clerk

FROM: Bruce J. Hoesly
Code Editor

SUBJECT: Rules published in the January 31, 2009,
Wisconsin Administrative [Register, No. 637](#).

The following rules have been published:

| | | |
|---|-----------|----------|
| Clearinghouse Rule 07-095 | effective | 4-1-2009 |
| Clearinghouse Rule 08-044 | effective | 2-1-2009 |
| Clearinghouse Rule 08-050 | effective | 2-1-2009 |
| Clearinghouse Rule 08-073 | effective | 2-1-2009 |

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Children and Families
Madison

February 2, 2009

To the Honorable, the Legislature:

Enclosed is a copy of the Child Abuse and Neglect Report, 2007 Data, pursuant to s. 48.981. The report includes a statistical analysis of suspected child abuse and neglect reports received and investigated by county child protective services (CPS) agencies and the state Bureau of Milwaukee Child Welfare in calendar year 2007. The report also contains information on child fatalities due to child abuse or neglect.

Sincerely,
REGGIE BICHA
Secretary

Referred to committee on **Children and Families**.

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

February 4, 2009

To the Honorable, the Assembly:

We have completed our financial audit of the University of Wisconsin (UW) System for the years ended June 30, 2008 and 2007. UW System's financial statements and our unqualified audit opinion on them, dated December 11, 2008, have been included in UW System's 2008 Annual Financial Report, which is enclosed. This report will be presented to the UW Board of Regents at its meetings on February 5 and 6, 2009.

General Purpose Revenue (GPR) funding for general operations, which is shown as State Appropriations on UW System's financial statements, increased 4.2 percent, from \$914.9 million in FY 2006-07 to \$953.6 million in FY 2007-08. This funding does not include GPR that is used to repay debt on academic facilities, which is technically debt of

the State of Wisconsin and not the UW System. For FY 2007-08, GPR funding for these debt service payments totaled \$121.0 million.

UW System's total operating revenues were \$2.6 billion in FY 2007-08. Operating revenues increased by \$92.3 million, or 3.6 percent, from FY 2006-07. Tuition and fees accounted for the largest portion of this change, increasing from \$836.3 million in FY 2006-07 to \$885.0 million in FY 2007-08, largely because of a 5.5 percent tuition rate increase that was approved by the Board of Regents for the 2007-08 academic year. We also note that sales and services of auxiliary enterprises, which includes revenues collected for residence halls, food service, and student unions, increased by \$28.1 million and revenue from sales and services of educational activities, which range from laboratory fees to revenues for training and workshops, increased by \$23.3 million.

UW System's total operating expenses were \$3.9 billion in FY 2007-08. Operating expenses increased \$226.4 million, or 6.2 percent from FY 2006-07. Salaries and fringe benefits increased by \$117.2 million and supplies and services expenditures increased by \$92.0 million. Salaries and fringe benefits represent 66.8 percent of all UW System operating costs, while supplies and services account for 26.3 percent.

Government Auditing Standards require us to provide an auditor's report on compliance and internal control over financial reporting. That report accompanies this letter and includes two internal control concerns that we identified during our audit and that are required to be reported under these standards.

Sincerely,
JANICE MUELLER
State Auditor

ADJOURNMENT

Representative Nelson moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, February 10.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

10:21 A.M.