



# STATE OF WISCONSIN Assembly Journal

## Ninety-Ninth Regular Session

---

TUESDAY, December 22, 2009

---

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

---

### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 06-067**

Relating to the provision of universal telecommunications service, administration of the universal service fund, and related changes.

Submitted by Public Service Commission.

Report received from Agency, December 8, 2009.

To committee on **Energy and Utilities**.

Referred on December 21, 2009.

#### **Assembly Clearinghouse Rule 09-074**

Relating to establishing a fee under the Milwaukee parental choice program.

Submitted by Department of Public Instruction.

Report received from Agency, December 8, 2009.

To committee on **Education Reform**.

Referred on December 21, 2009.

#### **Assembly Clearinghouse Rule 09-098**

Relating to security systems, utilization reviews, and prescription orders transmitted by facsimile machines.

Submitted by Department of Regulation and Licensing.

Report received from Agency, December 7, 2009.

To committee on **Public Health**.

Referred on December 21, 2009.

#### **Assembly Clearinghouse Rule 09-099**

Relating to remote dispensing sites.

Submitted by Department of Regulation and Licensing.

Report received from Agency, December 8, 2009.

To committee on **Public Health**.

Referred on December 21, 2009.

---

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 638**

Relating to: the format and fees for obtaining copies of public records.

By Representatives Dexter, Clark, Berceau, A. Williams and Petersen; cosponsored by Senators Kreitlow, Taylor and Lehman.

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

#### **Assembly Bill 639**

Relating to: creating a nonrefundable individual income tax credit for certain amounts relating to health savings accounts that may be deducted from, or are exempt from, federal income taxes.

By Representatives Dexter, Zigmunt, Clark, Danou, Fields, Hilgenberg, Hraychuck, Hubler, Jorgensen, Molepske Jr., Pasch, Smith, Soletski, Staskunas, Turner, A. Williams and Ziegelbauer; cosponsored by Senators Kreitlow, Sullivan, Vinehout, Holperin, Hansen, Lehman, Plale, Taylor and Schultz.

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

#### **Assembly Bill 640**

Relating to: expanding the types of governmental units that may participate in a joint local governmental self-insured health insurance plan.

By Representatives Dexter, Hilgenberg, Ballweg and Petrowski; cosponsored by Senators Kreitlow, Coggs and Taylor.

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

---

### SPEAKER'S COMMUNICATIONS

December 21, 2009

Mr. Patrick Fuller  
Assembly Chief Clerk  
Room 401, Risser Justice Center  
17 West Main Street  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 634** from the Assembly Committee on Labor and re-referring it to the Assembly Committee on Corrections and the Courts.

I have the consent of Representative Christine Sinicki, chair of the Assembly Committee on Labor, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
**MICHAEL J. SHERIDAN**  
Assembly Speaker

---

## COMMUNICATIONS

December 22, 2009

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 628, relating to the sale of unpasteurized milk, buttermilk, butter and cream.

Sincerely,  
*SCOTT NEWCOMER*  
State Representative  
33rd Assembly District

---

## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Department of Health Services  
Madison

December 14, 2009

To the Honorable, the Legislature:

The Department of Health Services is pleased to provide you with the annual report of plans and progress in addressing food insecurity, as required under s. [46.76 \(4\)](#) and [\(5\)](#).

The following are highlights from the report:

- The Wisconsin Food Security Consortium (WFSC) remained active during 2009:

- Early in the year, the Consortium elected to visit other areas of the state to study local issues which have an impact on food security rather than having all quarterly meetings in Madison. The steering committee visited the Minocqua/Rhineland area in June and Milwaukee in November.

- The WFSC wrote letters of recommendation for two funded projects: the Waukesha County U.W. Extension - \$35,296, and the Wisconsin Apple Growers Association - \$13,900.

- The American Recovery and Reinvestment Act contains a number of provisions designed to strengthen Wisconsin's food assistance safety net:

- FoodShare: Provides a 14 percent increase in benefits, effective April 2009, as well as additional funding for administrative costs.

- The Emergency Food Assistance Program (TEFAP): Provides \$100 million to purchase food to distribute through food pantries, soup kitchens and meal sites as well as \$50 million over two years for additional storage and distribution costs.

- Wisconsin FoodShare Program participation increased 37 percent statewide (between August 2008 and August 2009).

We will continue to build on these successes to fight hunger in Wisconsin, especially among our most vulnerable citizens.

Sincerely,  
*KAREN E. TIMBERLAKE*  
Secretary

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

---

State of Wisconsin  
State Claims Board  
Madison

December 17, 2009

To the Honorable, the Legislature:

Enclosed is the report of the State Claims Board covering the claims heard on December 2, 2009.

Those claims approved for payment pursuant to the provisions of § [16.007](#) and [775.05](#) Stats., have been paid directly by the Board.

This report is for the information of the Legislature. The Board would appreciate your acceptance and publication of it in the Journal to inform the members of the Legislature.

Sincerely,  
*CARI ANNE RENLUND*  
Secretary

Referred to committee on **State Affairs and Homeland Security**.

---

State of Wisconsin  
Department of Justice  
Madison

December 18, 2009

To the Honorable, the Legislature:

Section [165.90](#) of the Wisconsin Statutes requires the Department of Justice to report on the performance of cooperative county-tribal law enforcement programs receiving aid under this section. This letter constitutes our report.

The Department of Justice's County-Tribal Law Enforcement Grant Program continues to help local law enforcement provide needed services in Native American communities. In addition, this program helps build a cooperative atmosphere and positive relationship between law enforcement and tribal governments and communities. I am pleased to share information regarding this important program with you.

Sincerely,  
*J.B. VAN HOLLEN*  
Attorney General

Referred to committee on **Criminal Justice**.

## AGENCY REPORTS

State of Wisconsin  
Legislative Audit Bureau  
Madison

December 18, 2009

To the Honorable, the Assembly:

We have completed a financial audit of the Wisconsin Public Broadcasting Foundation, Inc.'s Television Fund and Radio Fund, as requested by the Wisconsin Educational Communications Board. The Foundation was organized by the Educational Communications Board under s. 39.12 and ch. 181, Wis. Stats., on September 29, 1983, for the exclusive purpose of raising funds for the Wisconsin educational television and radio networks.

We completed this audit in conjunction with our audits of the Wisconsin Educational Communications Board television and radio networks, reports 09-16 and 09-17. The Foundation's financial operations are separate and independent from the State of Wisconsin. The Foundation's financial statements are presented in two separate funds (radio and television) to accommodate reporting requirements and the Educational Communications Board's desire to maintain the funds separately.

Our audit report contains the Foundation's financial statements and related notes as of and for the periods ending June 30, 2009, and June 30, 2008. We were able to issue an unqualified independent auditor's report on these statements.

We appreciate the courtesy and cooperation extended to us by Educational Communications Board staff during the audit.

Respectfully submitted,  
*JANICE MUELLER*  
State Auditor

---

State of Wisconsin  
Legislative Audit Bureau  
Madison

December 18, 2009

To the Honorable, the Assembly:

We have completed a financial audit of the State of Wisconsin Educational Communications Board (ECB) Radio Network to meet our audit requirements under s. 13.94, Wis. Stats., and as requested by ECB to fulfill the audit requirements of the Corporation for Public Broadcasting. The Corporation requires audited financial statements of public broadcasting entities to determine future funding levels.

ECB, which is an agency of the State of Wisconsin, operates a radio network of 13 FM stations and 1 AM station, as well as a television network of 5 digital stations. The ECB Radio

Network reported \$9.4 million in support and revenue during fiscal year 2008-09, including state support, member contributions, funding from the Corporation for Public Broadcasting, and various other grants.

Our audit report contains the ECB Radio Network's financial statements and related notes as of and for the periods ending June 30, 2009, and June 30, 2008. We were able to issue an unqualified independent auditor's report on these statements. However, our report on internal control and compliance includes a recommendation that ECB implement additional steps and safeguards in its financial reporting process to prevent and detect financial statement errors.

We appreciate the courtesy and cooperation extended to us by ECB staff during the audit.

Respectfully submitted,  
*JANICE MUELLER*  
State Auditor

---

State of Wisconsin  
Legislative Audit Bureau  
Madison

December 18, 2009

To the Honorable, the Assembly:

We have completed a financial audit of the State of Wisconsin Educational Communications Board (ECB) Television Network to meet our audit requirements under s. 13.94, Wis. Stats., and as requested by ECB to fulfill the audit requirements of the Corporation for Public Broadcasting. The Corporation requires audited financial statements of public broadcasting entities to determine future funding levels.

ECB, which is an agency of the State of Wisconsin, operates television network of 5 digital stations, as well as a radio network of 13 FM stations and 1 AM station. The ECB Television Network reported \$10.3 million in support and revenue during fiscal year 2008-09, including state support, member contributions, funding from the Corporation for Public Broadcasting, and various other grants.

Our audit report contains the ECB Television Network's financial statements and related notes as of and for the periods ending June 30, 2009, and June 30, 2008. We were able to issue an unqualified independent auditor's report on these statements. However, our report on internal control and compliance includes a recommendation that ECB implement additional steps and safeguards in its financial reporting process to prevent and detect financial statement errors.

We appreciate the courtesy and cooperation extended to us by ECB staff during the audit.

Respectfully submitted,  
*JANICE MUELLER*  
State Auditor