



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

FRIDAY, February 5, 2010

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 480** offered by Representative Gundrum.

Assembly substitute amendment 1 to **Assembly Bill 594** offered by Representative Staskunas.

Assembly amendment 1 to **Assembly Bill 627** offered by Representative Schneider.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 09-062

Relating to radiation protection and affecting small business.

Submitted by Department of Health Services.
Report received from Agency, January 28, 2010.
To committee on **Public Health**.
Referred on February 4, 2010.

Assembly Clearinghouse Rule 09-063

Relating to tax incentives for job creation, capital investment, employee training and corporate headquarters, and affecting small businesses.

Submitted by Department of Commerce.
Report received from Agency, January 28, 2010.
To committee on **Jobs, the Economy and Small Business**.
Referred on February 4, 2010.

Assembly Clearinghouse Rule 09-076

Relating to medicare supplement and replacement guarantee issue eligibility and affecting small business.

Submitted by Insurance Commissioner.
Report received from Agency, January 26, 2010.
To committee on **Insurance**.
Referred on February 4, 2010.

Assembly Clearinghouse Rule 09-080

Relating to continuing education for architects.
Submitted by Department of Regulation and Licensing.
Report received from Agency, January 28, 2010.

To committee on **Labor**.
Referred on February 4, 2010.

Assembly Clearinghouse Rule 09-081

Relating to continuing education for landscape architects.
Submitted by Department of Regulation and Licensing.
Report received from Agency, January 28, 2010.
To committee on **Labor**.
Referred on February 4, 2010.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 702

Relating to: the veterans tuition reimbursement program.
By Representatives Dexter, Berceau, Vruwink, Molepske Jr., Brooks, Pridemore, Bies, Hebl, Sinicki, Turner, A. Williams, Gunderson, Jorgensen, Zepnick, Grigsby and Clark; cosponsored by Senators Kreitlow, Harsdorf, Lassa, Olsen, Darling, Coggs, Taylor, Schultz, Hansen and Carpenter.

To committee on **Veterans and Military Affairs**.

Assembly Bill 703

Relating to: correcting errors in the assessment of counties and taxation districts by the Department of Revenue.

By Representatives Hixson, Davis, Kaufert, Turner, Benedict and Townsend; cosponsored by Senators Robson, Schultz, Lassa, Erpenbach and Coggs.

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

Assembly Bill 704

Relating to: uniform power of attorney for finances and property.

By Representatives Cullen, Molepske Jr., Turner, Berceau, Vos, Zepnick, Smith and Roys; cosponsored by Senators Risser, Taylor and Lehman.

To committee on **Judiciary and Ethics**.

Assembly Bill 705

Relating to: the Interstate Compact for the Placement of Children.

By Representatives Seidel, Berceau, Grigsby, Sinicki and Zepnick; cosponsored by Senators Jauch, Holperin, Miller, Lehman and Lassa.

To committee on **Children and Families**.

Assembly Bill 706

Relating to: various changes to the worker's compensation law.

By Representatives Sinicki and Honadel; cosponsored by Senators Coggs and A. Lasee.

To committee on **Labor**.

Assembly Bill 707

Relating to: self-service storage facility notices and procedures.

By Representatives Barca, Clark, Steinbrink, Danou, Zigmunt, Kerkman, Zepnick, Ripp, A. Williams and Van Roy; cosponsored by Senators Plale, Taylor, Wirsch and Ellis.

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

Ayes: 12 – Representatives Richards, Roys, Benedict, Shilling, Vruwink, Seidel, Pasch, Bernard Schaber, Vukmir, Rhoades, Stone and Nygren.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Richards, Roys, Benedict, Shilling, Vruwink, Seidel, Pasch, Bernard Schaber, Vukmir, Rhoades, Stone and Nygren.

Noes: 0.

To committee on **Rules**.

Assembly Bill 683

Relating to: health care plans operated by cooperative associations.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Richards, Roys, Benedict, Shilling, Vruwink, Seidel, Pasch, Bernard Schaber, Vukmir, Rhoades, Stone and Nygren.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Richards, Roys, Benedict, Shilling, Vruwink, Seidel, Pasch, Bernard Schaber, Vukmir, Rhoades, Stone and Nygren.

Noes: 0.

To committee on **Rules**.

JON RICHARDS

Chairperson

Committee on Health and Healthcare Reform

COMMITTEE REPORTS

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

Assembly Bill 140

Relating to: adopting federal law as it relates to an income tax deduction for certain educators and creating an individual income tax deduction for educators who use their own funds to purchase classroom educational supplies.

Passage:

Ayes: 12 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Radcliffe, Davis, Nass, Townsend, Vukmir and Nygren.

Noes: 1 – Representative Krusick.

To joint committee on **Finance**.

SONDY POPE–ROBERTS

Chairperson

Committee on Education

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

Assembly Bill 653

Relating to: prescriptions for antimicrobial drugs for treatment of chlamydial infections, gonorrhea, or trichomoniasis.

Passage:

Ayes: 8 – Representatives Richards, Roys, Benedict, Shilling, Vruwink, Seidel, Pasch and Bernard Schaber.

Noes: 4 – Representatives Vukmir, Rhoades, Stone and Nygren.

To committee on **Rules**.

Assembly Bill 659

Relating to: HIV testing, disclosure of HIV test results, and providing penalties.

Assembly Amendment 1 adoption:

The committee on **Judiciary and Ethics** reports and recommends:

Assembly Bill 524

Relating to: the jurisdictional amount and court fees in certain small claims actions.

Assembly Substitute Amendment 1 adoption:

Ayes: 7 – Representatives Hebl, Colon, Kessler, Cullen, Richards, Turner and Kerkman.

Noes: 3 – Representatives Gundrum, Kramer and Zipperer.

Passage as amended:

Ayes: 7 – Representatives Hebl, Colon, Kessler, Cullen, Richards, Turner and Kerkman.

Noes: 3 – Representatives Gundrum, Kramer and Zipperer.

To joint committee on **Finance**.

GARY HEBL

Chairperson

Committee on Judiciary and Ethics

The committee on **Natural Resources** reports and recommends:

Assembly Bill 578

Relating to: healthy and environmentally sensitive cleaning in certain buildings, providing an exemption from emergency rule procedures, and granting rule-making authority.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

Assembly Amendment 2 to Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

Assembly Amendment 3 to Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Black, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy and Clark.
Noes: 7 – Representatives Danou, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.

To committee on **Rules**.

Assembly Bill 670

Relating to: requiring sellers of residential real property to disclose whether the property is subject to a shoreland zoning mitigation plan.

Assembly Amendment 1 adoption:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Hebl, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.
Noes: 0.

To committee on **Rules**.

SPENCER BLACK

Chairperson
Committee on Natural Resources

The committee on **State Affairs and Homeland Security** reports and recommends:

Assembly Bill 385

Relating to: access to telephone numbers of state agencies and authorities on the Internet.

Assembly Amendment 1 adoption:

Ayes: 6 – Representatives Kessler, Young, Roys, Black, Kleefisch and Knodl.
Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Kessler, Young, Roys, Black, Kleefisch and Knodl.
Noes: 0.

To committee on **Rules**.

Assembly Bill 596

Relating to: designating the Harley-Davidson as the Wisconsin state motorcycle.

Passage:

Ayes: 4 – Representatives Kessler, Young, Black and Knodl.
Noes: 2 – Representatives Roys and Kleefisch.

To committee on **Rules**.

Assembly Bill 650

Relating to: person under age 18 playing bingo.

Passage:

Ayes: 6 – Representatives Kessler, Young, Roys, Black, Kleefisch and Knodl.
Noes: 0.

To committee on **Rules**.

FREDERICK KESSLER
Chairperson
Committee on State Affairs and Homeland Security

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

Senate Bill 244

Relating to: specific information signs on certain portions of STH 21.

Concurrence:

Ayes: 11 – Representatives Steinbrink, Zigmunt, Vruwink, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone, Bies and Ripp.
Noes: 0.

To committee on **Rules**.

JOHN STEINBRINK

Chairperson
Committee on Transportation

REFERENCE BUREAU CORRECTIONS

Assembly Bill 647

- 1. Page 20, line 5: delete “the the” and substitute “the”.

Assembly Bill 705

- 1. Page 4, line 9: after “20.437” insert “Children and families, department of”.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

February 5, 2010

To the Honorable Members of the Assembly:

The following bills, originating in the Assembly, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Assembly Bill 229	101	February 4, 2010
Assembly Bill 177	102	February 4, 2010
Assembly Bill 178	103	February 4, 2010
Assembly Bill 364	104	February 4, 2010
Assembly Bill 376	105	February 4, 2010
Assembly Bill 325	107	February 4, 2010
Assembly Bill 418	108	February 4, 2010
Assembly Bill 83	109	February 4, 2010
Assembly Bill 202	110	February 4, 2010

Respectfully submitted,
JIM DOYLE
Governor

SPEAKER’S COMMUNICATIONS

February 5, 2010

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

Dear Patrick:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 547** from the Assembly Committee on Criminal Justice and re-referring it to the Joint Committee on Finance.

I have the consent of Representative Turner, chairman of the Assembly Committee on Criminal Justice, to take this action.

Thank you for your immediate attention to the referral.

Sincerely,
MICHAEL J. SHERIDAN
Assembly Speaker

February 5, 2010

Representative Hubler
Co-Chair, Joint Survey Committee on Tax Exemptions
Room 119 North, State Capitol
Madison, WI 53708

Dear Representative Hubler:

I am writing in my capacity as Assembly Speaker to request that the Joint Survey Committee on Tax Exemptions prepare a report under Assembly Rule 42 (1) (am) on **Assembly Bill 648**.

If you have any questions, please do not hesitate to contact me.

Sincerely,
MICHAEL J. SHERIDAN
Assembly Speaker

COMMUNICATIONS

February 5, 2010

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

Dear Chief Clerk Fuller:

I write to ask that you add my name as a co-sponsor to 2009 Assembly Bill 478; relating to ending combined reporting. If you have any questions regarding this request, please do not hesitate to contact my office. Thank you.

Sincerely,
JOEL KLEEFISCH
State Representative
38th Assembly District

February 5, 2010

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-sponsor of Assembly Bill 447, relating to: payday loan providers, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

Sincerely,

LENA TAYLOR
State Senator
4th Senate District

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

February 5, 2010

February 4, 2010

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-sponsor of Assembly Bill 700, relating to authorization for final disposition of a decedent's remains.

Sincerely,
GLENN GROTHMAN
State Senator
20th Senate District

State of Wisconsin
Legislative Reference Bureau
Madison

DATE: February 5, 2010
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, 2010
Wisconsin Administrative Register, No. 649.

The following rules have been published:

Clearinghouse Rule 09-038 effective 2-1-2010
Clearinghouse Rule 09-016 effective 2-1-2010
Clearinghouse Rule 05-058 effective 2-1-2010
Clearinghouse Rule 09-020 effective 2-1-2010

To the Honorable, the Assembly:

We have completed our financial audit of the University of Wisconsin (UW) System for the years ended June 30, 2009 and 2008. UW System's financial statements and our unqualified audit opinion on them, dated December 11, 2009, have been included in UW System's 2009 Annual Financial Report, which is enclosed. This report will be presented to the UW Board of Regents at its meetings on February 4 and 5.

General Purpose Revenue (GPR), which is shown as State Appropriations on UW System's financial statements, increased 6.1 percent, from \$953.6 million in FY 2007-08 to \$1,012.1 million in FY 2008-09. This funding does not include GPR funding that is used to repay debt on academic facilities, which is technically debt of the State of Wisconsin and not UW System. For FY 2008-09 such debt service payments totaled \$123.9 million.

Operating revenues increased by \$245.0 million, or 9.3 percent, from FY 2007-08. Federal grants and contracts revenue accounted for the largest portion of this change, increasing from \$630.9 million in FY 2007-08 to \$733.4 million in FY 2008-09. We also note that tuition and fees increased by \$49.9 million.

UW System's total operating expenses were \$4.0 billion in FY 2008-09. Operating expenses increased by \$184.2 million, or 4.8 percent from FY 2007-08. Salaries and fringe benefits increased by \$113.8 million and supplies and services expenditures increased by \$45.2 million. Salaries and fringe benefits represented 66.5 percent of all UW System operating costs, while supplies and services accounted for 26.2 percent.

Enclosed is a management letter, which includes an auditor's report on compliance and internal control over financial reporting, as required by Government Auditing Standards. This letter was provided to the UW System and includes three internal control concerns we identified during our audit and that are required to be reported under these standards.

Sincerely,
JANICE MUELLER
State Auditor